

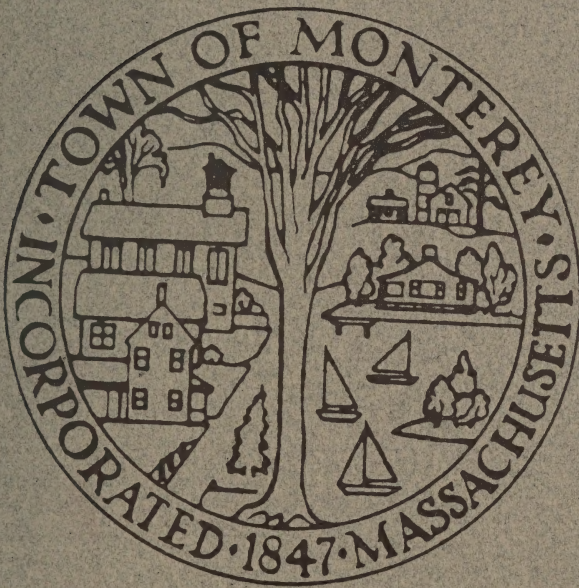
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ANNUAL REPORT

OF THE
OFFICERS OF THE TOWN OF



MONTEREY
MASSACHUSETTS

FOR THE FISCAL YEAR
1993-1994

**TOWN OF MONTEREY
BERKSHIRE COUNTY
COMMONWEALTH OF MASSACHUSETTS**

Established: 1735 (under Tyringham)

Incorporated as a town: April 12, 1847

Land area: 26.55 square miles

Location: Southwestern Massachusetts; bordered on the north by Tyringham; on the east by Otis; on the southeast by Sandisfield; on the south by New Marlborough; and on the west by Great Barrington..

Main roads: Route 23 and Route 57

Topographical features: Elevations range from 920 to 2,160 feet above mean sea level. Rough and stony soil with a belt of good texture loam. The Konkapot Brook runs through the town. There are two lakes: Garfield and Buel.

Regular Meeting Schedules: *(Town Offices are located on Main Road in the Town Hall/ Monterey Grange #291 building.)*

Assessors Board of — second and fourth Wednesday of each month 8:00 p.m.

Conservation Commission — second Monday of each month, 7:30 p.m.

Finance Committee — third Tuesday of each month, 7:30 p.m.

Health, Board of — Mondays 7:00 p.m.

Library Trustees — second Wednesday of each month except July, August and December, 4:15 p.m. at the Library.

Park Commission — first Thursday of each month, 7:00 p.m.

Planning Board — second Thursday of each month, 7:00 p.m.

Roads and Machinery Committee — as needed.

School Committee — alternate Thursdays, 7:30 p.m. at Mt. Everett Regional School Sheffield.

Selectmen Board of — Mondays, 7:30 p.m. If Monday is a legal Massachusetts holiday meetings will be on Tuesday.

Regular Office Hours:

Assessors' Clerk — Tuesday 10:00 a.m.-2:00 p.m.

Tax Collector—Monday and Thursday, 7:00-9:00 p.m., home office.

Town Clerk—Saturday 9:30 a.m.-12:00 p.m., Town Offices.

Town Offices—Monday Tuesday Thursday Friday 8:00 a.m.-4:00p.m.; Wednesday 8:00 a.m.-noon.

Gun Permits: From Police Chief first Saturday of each month 9:00-10:00 a.m. in Town Offices.

Disposal Area (sticker available at Town Offices):

Summer hours (Daylight Savings)

Sunday 10:00 a.m.-6:00 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Winter:

Sunday 10:00 a.m.-4:30 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Library:

Monday 7:00 p.m.- 9:00 p.m.

Tuesday 9:30 a.m.-12:00 noon

Wednesday 3:00 p.m.- 5:00 p.m.

Saturday 9:30 a.m.- 12:00 noon

7:00 p.m.- 9:00 p.m.

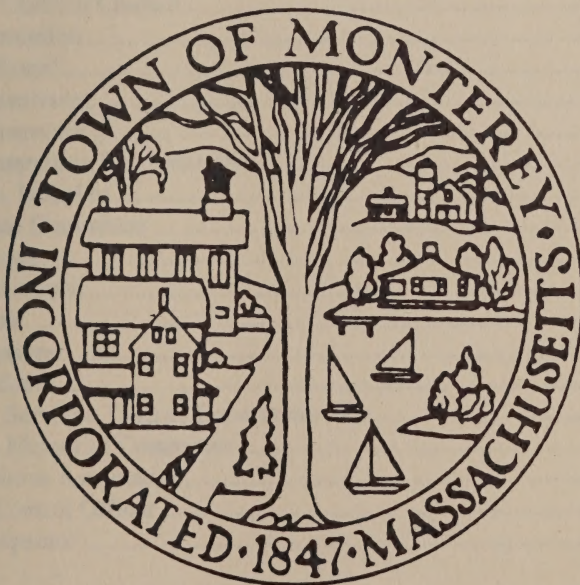
Annual Report

OF THE

OFFICERS OF THE TOWN OF

MONTEREY

MASSACHUSETTS



FOR THE YEAR
1993-1994

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ELECTED TOWN OFFICERS

| | | |
|--|--------------------------------|------|
| Board of Appeals (5 years) | Cynthia M. Weber | 1995 |
| | Robert M. Gauthier | 1996 |
| | Peter S. Murkett, Clerk | 1997 |
| | Peter S. Vallianos, Vice Chair | 1998 |
| | Dean P. Amidon | 1999 |
| Board of Assessors (3 years) | Gerry Shapiro, Chair | 1995 |
| | Peter S. Vallianos | 1996 |
| | Gary Shaw, Clerk | 1997 |
| Board of Selectmen | Peter S. Brown | 1995 |
| | Stefan Grotz | 1996 |
| | Georgiana C. O'Connell | 1997 |
| Cemetery Committee (3 years) | Rudolph J. Gero | 1994 |
| | Florence G. Brown | 1995 |
| | Linda E. Thorpe, Chair | 1996 |
| Constable (3 years) | Raymond W. Tryon | 1995 |
| Finance Committee (3 years) | John A. Ryder, Chair | 1995 |
| | Greta S. Cherneff, Clerk | 1996 |
| | Daniel Moriarty | 1997 |
| Library Trustees (3 years) | Anne M. Makuc | 1995 |
| | William Marsh | 1995 |
| | Laurie P. Shaw | 1996 |
| | Linda Thorpe | 1996 |
| | Eileen M. Clawson | 1997 |
| | John M. Higgins, Chair | 1997 |
| Moderator (1 year) | Mark J.J. Makuc | 1995 |
| Park Commission (3 years) | James J. Thomas | 1995 |
| | R. Thomas Rosenthal | 1996 |
| | Howard W. Burns, Jr. | 1997 |
| Planning Board (5 years) | Kim Hines | 1995 |
| | M. Maggie Leonard | 1996 |
| | Eric J. Pedersen | 1997 |
| | Wayne Burkhart, Chair | 1998 |
| | Joyce Scheffey | 1999 |
| Southern Berkshire Regional School District Committee (two-year term for a maximum of three terms) | Donna B. Burkhart | 1995 |
| Tax Collector (3 years) | Henry J. Makuc | 1995 |
| Town Clerk (3 years) | Barbara B. Swann | 1997 |
| Town Treasurer (3 years) | Maryellen A. Brown | 1995 |
| Tree Warden (1 year) | Roger C. Tryon | 1995 |

APPOINTED TOWN OFFICERS

| | | |
|---|---|--|
| Assessor, Assistant(appointed by Assessors) | Harry L. Gustafson , Jr. | |
| Audit Committee | Greta Cherneff Barbara Gauthier Jane Kessler Georgiana C. O'Connell | |
| Berkshire County Regional Planning Commission | Wayne Burkhart, Delegate Rudy Gero, Alternate Delegate | |
| Board of Appeals, Alternates (two members for a term of five years) | John A. Ryder Mark J.J. Makuc | |
| Board of Health | Peter S. Brown, Chair Stefan Grotz Georgiana C. O'Connell | |
| Capital Highway Improvement Committee | Dean P. Amidon Peter S. Brown Raymond W. Tryon | |
| Care of Soldiers' Graves | Arnold A. Hayes | |
| Civil Defense Co-Directors | Carl E. Champigny Thomas F. Gillis | |
| Computer Coordinator | Stephen R. Bohn | |
| Conservation Commission | Richard E. Nault Christopher Blair Conrad Ohman Raymond W. Tryon, Clerk Howard W. Burns Muriel Lazzarini | 1995 1996 1996 1997 1997 1997 |
| Council on Aging (three year term) | Cynthia M. Weber Edward Dunlop Pauline Nault Shirley Olds Leonard J. Weber Robert Rausch | 1995 1996 1996 1996 1996 1997 |
| Cultural Council (members to serve not more than three two year terms) | Cliff Aerie (9/30/88) Maureen Banner (1/10/94) Jason Brown (1/3/94) John Humphrey (3/10/90) Lindsay Pontius (1/10/94) Julie Shapiro (1/3/94) Lisa Simpson, Chair (1/3/94) | 1/3/96 1/3/96 1/3/96 1/3/96 1/3/96 1/3/96 1/3/96 |
| Data Processing Coordinator | | |
| Dog Officer/Pound Keeper | Martin T. Clark | |
| Election Officers | Grace I. Burke (D) Virginia B. Funk (D) Jane Kessler (Ind.) Jane Thorn (R) | |

| | | |
|-----------------------------------|--|---------------|
| Election Officers, Assistant | Ruth Champigny (D) Barbara J. Tryon (R) | |
| Emergency Management Director | Raymond W. Tryon | |
| Enhanced 9-1-1 Coordinator | Maynard A. Forbes | |
| Fence Viewer | Ernest F. Heath | |
| Field Drivers | Ernest F. Heath Kenneth R. Heath Sr. | |
| Fire Department | Raymond W. Tryon, Chief Leigh R. Tryon, Asst. Chief Dan Andrus, Lieutenant Richard Sheridan Jr., Lieutenant | |
| | Patricia A. Andrus | EMT |
| | Thomas E. Andrus | |
| | Edward Briggs | |
| | Maynard A. Forbes | |
| | James Halleck | |
| | Harlan Lanoue | |
| | John Makuc | |
| | Mark Makuc | |
| | Paul Makuc | |
| | Michael Marcus | |
| | Patrick Sheridan | |
| | Scott Sheridan | |
| | Warren Thomson | |
| | Linda Thorpe | |
| | Brook Walsh | |
| | Paul Makuc | Junior Member |
| | Tish Thorpe | Junior Member |
| Gas Inspector | Raymond W. Tryon | |
| Harbormaster | Dean P. Amidon | |
| Highway Superintendent | Donald Amstead, Jr. | |
| Historical Commission | Anne M. Makuc | 1995 |
| | A. Wallace Tryon | 1997 |
| | TKA. Wallace Tryon | 1996 |
| | Barbara B. Swann | 1997 |
| Inspector of Animals | Richard D. Tryon | |
| Inspector of Animals, Assistant | Dale Duryea | |
| Inspector of Buildings | Carleton K. Anderson | |
| Inspector of Buildings, Alternate | Thomas F. Gillis | |
| Inspector of Wires | Robert Clausen | |
| Inspector of Wires, Alternates | Michael Leining Joseph Wirth | |
| Plumbing Inspector | Robert O. Hammer | |
| Police Department | Gareth Backhaus, Chief | |

| | | |
|---|---------------------------------|------|
| | Rita Backhaus, Officer | |
| | Walter Nourse, Officer | |
| | Jeffrey Bynack (provisional) | |
| | Harry Vickerman, Crossing Guard | |
| Procurement Officer | Maryellen A. Brown | |
| Registrars of Voters | Vivian R. Bynack (D) | 1997 |
| | Barbara B. Swann, Ch (D) | 1997 |
| | Joan Brown (R) | 1995 |
| | Fran Amidon (R) | 1996 |
| Registrars of Voters, Assistant | Dean P. Amidon (R) | |
| | Patricia A. Amstead (D) | |
| | Jane Bohn (Ind). | |
| | Shelley Bynack (D) | |
| | Cynthia M. Weber (D) | |
| | Cherie Williams (D) | |
| Sanitary Inspector | Peter J. Kolodziej | |
| Secretary to Board of Selectmen | Judith Kales | |
| Solid Waste Committee | Wayne Burkhart, Co-Chair | |
| | Rudolph (Rudy) J. Gero | |
| | Joyce B. Scheffey Co-Chair | |
| | Robert Thieriot | |
| | Bill Kopetchny | |
| Southern Berkshire Regional School District Health Liaison | Agnes Pizzichemi-Bourke | |
| Southern Berkshire Solid Waste Management District | Wayne Burkhart, Delegate | |
| | Joyce B. Scheffey, Alternate | |
| Tax Collector, Deputy | Charles W. Seiger, Jr. | |
| Town Accountant | Barbara A. Gauthier | |
| Town Archaeologist | David Parrett | |
| Town Clerk, Deputy | Linda Thorpe | |
| Town Counsel | Hugh C. Cowhig | |
| Town Office Secretary | Maryellen A. Brown | |
| Town Report Committee | Cynthia M. Weber | |
| | Leonard J. Weber | |
| Veterans' Agent | Arnold A. Hayes | |
| Veterans Memorial Committee | Dean P. Amidon, Chair | |
| | Frank D'Amato | |
| | Arnold A. Hayes | |
| | Georgiana C. O'Connell | |
| | Raymond W. Tryon | |
| | Edith L. Wilson | |
| Wildlife Control Officer | Dale Duryea | |

N.B. All appointments are for the period July 1, 1994, to June 30, 1995, unless otherwise indicated (in which case, appointments terminate on June 30 of specified year).

WARRANT

WARRANT COMMONWEALTH OF MASSACHUSETTS COUNTY OF BERKSHIRE, ss. TOWN OF MONTEREY

To: Raymond W. Tryon, Constable of the Town of Monterey in the County Berkshire,

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in the elections and Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Saturday, May 7, 1994, at 9:30 o'clock in the morning, then and there to act on the following articles:

Article 1. To bring in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town:

One member of the Board of Appeals for five years. One member of the Board of Appeals for one year. One member of the Board of Assessors for three years. One member of the Board of Selectmen for three years. One member of the Cemetery Committee for three years. One member of the Finance Committee for three years. Two Library Trustees for three years. One Moderator for one year. One member of the Park Commission for three years. One member of the Planning Board for five years. One Town Clerk for three years. One Tree Warden for one year.

Article 2 To hear and act on the reports of all Officers, Agents and Committees of the Town.

Article 3 To see if the Town will raise and appropriate certain sums of money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and provide for a Reserve Fund for the ensuing year, or raise, appropriate or transfer any other sum of money.

| | | | | RECOMMENDED |
|------|---------------------------|---------------|---------------|----------------------|
| | | FY 94 | FY 95 | by Fin. Comm. |
| #100 | <u>GENERAL GOVERNMENT</u> | <u>BUDGET</u> | <u>BUDGET</u> | <u>and Selectmen</u> |
| #114 | Moderator | 75 | 75 | 100 |
| #122 | Selectman | 5,350 | 5,350 | 5,650 |
| | Selectmen's Sec'y | 6,615 | 6,960 | 6,960 |
| | Selectmen's Exp. | 1,850 | 1,850 | 1,850 |
| #123 | Procurement | 250 | 250 | 250 |
| #124 | Temporary Employees | 750 | 2,000 | 2,000 |
| #131 | Finance Committee | 1,100 | 1,100 | 1,100 |

RECOMMENDED

| | | FY 94 | FY 95 | by Fin.Comm. |
|------|---------------------------|---------------|---------------|----------------------|
| | | <u>BUDGET</u> | <u>BUDGET</u> | <u>and Selectmen</u> |
| #132 | Reserve Fund | 16,000 | 20,000 | 20,000 |
| #135 | Town Accountant | 7,500 | 7,500 | 7,725 |
| | Accountant's Expenses | 500 | 500 | 500 |
| #141 | Assessors | 3,800 | 3,800 | 3,914 |
| | Assistant Assessor | 8,600 | 11,000 | 11,000 |
| | Assessor's Clerk | 2,750 | 2,900 | 2,833 |
| | Assessor's Expenses | 3,000 | 3,000 | 3,000 |
| #144 | Assessor's Computer | 1,500 | 1,500 | 1,500 |
| #145 | Town Treasurer | 7,140 | 7,500 | 7,354 |
| | Treasurer's Expenses | 1,500 | 1,500 | 1,500 |
| #146 | Tax Collector | 7,140 | 7,140 | 7,354 |
| | Tax Collector Expenses | 3,700 | 3,700 | 3,700 |
| #148 | Bank Charges | 1,000 | 1,000 | 1,000 |
| #151 | Town Counsel | 750 | 750 | 750 |
| #152 | Printing & Stat | 4,000 | 4,200 | 4,200 |
| #159 | Town Office Sec'y | 21,571 | 22,339 | 22,110 |
| #161 | Town Clerk | 7,140 | 7,140 | 7,319 |
| | Town Clerk Exp. | 1,500 | 1,500 | 1,500 |
| | Town Clerk Education | 500 | 500 | 500 |
| #162 | Election Expenses | 850 | 1,000 | 1,000 |
| #163 | Registration | 350 | 350 | 350 |
| | Street Listing/Census | 1,800 | 1,800 | 1,800 |
| #171 | Conservation Commission | 0 | 500 | 500 |
| #175 | Planning Board | 1,300 | 1,300 | 1,300 |
| #176 | Board of Appeals | 1,000 | 1,000 | 1,000 |
| #192 | Meeting Hall | 500 | 500 | 500 |
| #195 | Town Report | 1,500 | 1,500 | 1,500 |
| #196 | Town Offices | 11,000 | 12,000 | 12,000 |
| #197 | Comp. Soft ware & Support | <u>5,940</u> | <u>5,000</u> | <u>5,000</u> |
| | | 139,821 | 150,004 | 148,477 |
| #200 | <u>PUBLIC SAFETY</u> | | | |
| #209 | Constable | 125 | 125 | 125 |
| #210 | Police Chief | 6,300 | 6,489 | 6,489 |
| | Police Protection | 19,460 | 24,460 | 21,960 |
| #212 | Police Facilities | 1,775 | 1,775 | 1,775 |
| #220 | Fire Protection | 17,000 | 20,000 | 20,000 |
| #222 | 911 Sys. Street Listing | 500 | 500 | 500 |
| #240 | Building Inspector | 3,000 | 3,000 | 3,000 |
| #243 | Plumbing Inspector | 1,700 | 1,700 | 1,700 |

| | | FY 94 | FY 95 | RECOMMENDED |
|------|--------------------------------------|----------------|----------------|--------------------------------|
| | | <u>BUDGET</u> | <u>BUDGET</u> | by Fin. Comm. and Selectmen |
| #245 | Wiring Inspector | 1,700 | 1,700 | 1,700 |
| #247 | Animal Inspector | 150 | 100 | 100 |
| #291 | Civil Defense | 500 | 500 | 500 |
| #292 | Animal Control Officer | 1,800 | 1,800 | 1,800 |
| #293 | Wildlife Control Expense | 3,000 | 3,000 | 3,000 |
| #296 | Tree Warden | <u>4,150</u> | <u>4,150</u> | <u>4,150</u> |
| | | 61,160 | 69,349 | 66,860 |
| #300 | <u>EDUCATION</u> | | | |
| #301 | School Committee | 600 | 600 | 600 |
| #310 | Schools: Capital | 155,899 | 198,123 | 198,123 |
| | Schools: Operating | <u>352,893</u> | <u>440,621</u> | <u>440,621</u> |
| | | 509,392 | 639,344 | 639,344 |
| #400 | <u>PUBLIC WORKS & FACILITIES</u> | | | |
| #422 | Highway Maintenance | 112,500 | 127,500 | 114,000 |
| #423 | Snow & Sand | 80,000 | 80,000 | 81,200 |
| #424 | Public Lighting | 3,150 | 3,150 | 3,150 |
| #426 | Highway Capital | 50,000 | 50,000 | 50,000 |
| #427 | Machinery & Tools | 20,000 | 20,000 | 20,000 |
| #428 | Town Garage | 16,000 | 18,000 | 18,000 |
| #431 | S. Berk Waste District | 2,013 | 2,214 | 2,214 |
| #433 | Disposal Area | 62,000 | 64,500 | 64,500 |
| #434 | Rubbish Collection | 1,500 | 1,500 | 1,500 |
| #491 | Cemetery Maintenance | 4,500 | 4,500 | 4,500 |
| #495 | Soldier's Graves | <u>550</u> | <u>550</u> | <u>550</u> |
| | | 330,563 | 347,713 | 352,213 |
| #500 | <u>HUMAN SERVICES</u> | | | |
| #510 | Board of Health | 1,100 | 1,100 | 1,250 |
| #510 | Board of Health Expenses | 400 | 400 | 400 |
| #511 | Sanitary Inspector | 6,000 | 6,000 | 6,000 |
| #522 | Visiting Nurse | 1,500 | 1,500 | 1,500 |
| #523 | Berkshire Mental Health | 835 | 835 | 835 |
| #529 | Children's HealthProg. | 1,000 | 1,000 | 1,000 |
| #530 | Hospice | 200 | 300 | 300 |
| #541 | Council on Aging | 400 | 400 | 400 |
| #543 | Veteran's Benefits | 1,600 | 1,600 | 1,600 |
| #549 | Construct | <u>250</u> | <u>250</u> | <u>250</u> |
| | | 13,285 | 13,385 | 13,535 |

| | | FY 94 <u>BUDGET</u> | FY 95 <u>BUDGET</u> | RECOMMENDED by Fin. Comm. and Selectmen |
|-------------------------------|---------------------------------|------------------------|------------------------|---|
| #600 | <u>CULTURE & RECREATION</u> | | | |
| #610 | Library General | 24,024 | 24,624 | 24,624 |
| | Library Maintenance | 2,500 | 2,500 | 2,500 |
| #630 | Park Commission | 16,400 | 18,390 | 18,390 |
| #692 | Memorial Day | <u>500</u> | <u>500</u> | <u>500</u> |
| | | 43,424 | 46,014 | 46,014 |
| #700 | <u>DEBT SERVICE</u> | | | |
| #710 | Debt Service | <u>100</u> | <u>4,000</u> | <u>4,000</u> |
| | | 100 | 4,000 | 4,000 |
| #900 | <u>MISCELLANEOUS</u> | | | |
| #911 | Berkshire County Retirement | 19,535 | 17,846 | 17,846 |
| #913 | Employment Security | 700 | 700 | 700 |
| #914 | Health Insurance | 30,000 | 33,000 | 33,000 |
| #915 | FICA | 7,600 | 7,600 | 7,600 |
| #916 | State Board of Retirement | 200 | 200 | 200 |
| #919 | Vacation, Sick & Holiday | 12,500 | 12,940 | 12,940 |
| #945 | Bonds and Insurance | <u>46,000</u> | <u>46,000</u> | <u>46,000</u> |
| | | 116,535 | 118,286 | 118,286 |
| TOTAL OPERATING BUDGET | | 1,235,930 | 1,412,296 | 1,396,130 |
| SPECIAL ARTICLES TOTAL | | 47,038 | 85,811 | 85,811 |
| TOTAL BUDGET | | 1,282,968 | 1,498,107 | 1,481,941 |

Article 4 To see if the Town will vote to authorize the Selectmen to set the compensation of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1994:

| | |
|-------------------------------------|--------------------------------|
| Highway Superintendent | \$20,000 to \$31,800 per year; |
| Special Skilled Part-Time Employees | \$12.00 to \$15.40 per hour; |
| Highway Employee Level I | \$ 9.50 to \$11.80 per hour |
| Highway Employee Level II | \$ 5.75 to \$9.25 per hour; |

or take any other action relative thereto.

Article 5 To see if the Town will vote to raise and appropriate the sum of \$2,000 or any other sum to obtain the services of an outside consultant to set up a salary structure for all employees, whether elected or appointed, or take any other action relative thereto.

Article 6 To see if the Town will vote to raise and appropriate the sum of \$250 or any other sum for the Berkshire Youth Association, or take any other action relative thereto.

Article 7 To see if the Town will vote to raise and appropriate the sum of \$19,800 or any other sum for the purchase and installation of playground equipment at Greene Park, or take any other action relative thereto.

Article 8 To see if the Town will vote to raise and appropriate the sum of \$1,000 or any other sum for the purchase and installation of bleachers at Greene Park, or take any other action relative thereto.

Article 9 To see if the Town will vote to raise and appropriate the sum of \$1,000 or any other sum for Emergency Management Planning, or take any other action relative thereto.

Article 10 To see if the Town will vote to raise and appropriate the sum of \$20,000 or any other sum for improvements to the Town Offices, or take any other action relative thereto.

Article 11 To see if the Town will vote to raise and appropriate the sum of \$9,000 or any other sum for a Town Audit for Fiscal Year 1994, or take any other action relative thereto.

Article 12 To see if the Town will vote to raise and appropriate the sum of \$1,700 or any other sum for a Fire and Gas Inspector, or take any other action relative thereto.

Article 13 To see if the Town will vote to transfer from the Berkshire County Dog Tax Account the sum of \$260.77 or any other sum to the Library Appropriation Account, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172, or take any other action relative thereto.

Article 14 To see if the Town will vote to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000 or any other sum, or take any other action relative thereto.

Article 15 To see if the Town will vote to raise and appropriate the sum of \$10,000 to be held in the Stabilization Fund, or take any other action relative thereto.

Article 16 To see if the Town will vote to authorize and direct the Assessors to take \$80,000 or any other sum from available funds to reduce the tax levy for the fiscal year beginning July 1, 1994, or take any other action relative thereto.

Article 17 To see if the Town will vote to amend the Zoning Bylaws Section VIII, by replacing all references to "Board of Selectmen" with "Inspector of Buildings," in conformance with Massachusetts General Laws Chapter 40A and the State Building Code, or take any other action relative thereto.

Article 18 To see if the Town will vote to approve the following addition to the Town's bylaws:

"All dwelling units in the Town of Monterey must be identified by the use of house numbers. Numbers must be of suitable size and location so as to easily identify the

building and dwelling unit to emergency-response personnel. Where the building is set back from the highway, it is required that the numbers be placed at the end of the drive where they may be easily observed from the highway. Where there is more than one dwelling sharing a common drive, all applicable numbers must be displayed at the end of the drive.

It shall be the responsibility of property owners on private roads to erect and maintain signs identifying accepted road names.

The Registrars of Voters shall be responsible for maintaining an updated and current house number and road name listing."

Article 19 To see if the Town will vote to authorize the Selectmen to enter into an agreement to join a regional communications center to provide the Town with all emergency communications or take any other action relative thereto.

Article 20 To see if the Town will vote to raise and appropriate the sum of \$12,000 or any other sum for the South County Dispatch Center, or take any other action relative thereto.

Article 21 To see if the Town will vote to direct the Selectmen to assign the Town Clerk the responsibility of issuing Solid Waste Transfer Station Permits at an administrative fee of \$1.00 per permit; such duties to be at the Town Clerk's discretion; or take any other action relative thereto.

Article 22 To see if the Town will vote to accept Massachusetts General Laws Chapter 41, Section 106B, to establish a Capital Planning Committee for a period of four years. The committee's usefulness to the Town will be reconsidered at the Annual Town Meeting of 1998.

The Capital Planning Committee shall consist of one representative appointed by and from each of the following, unless amended by vote at an Annual Town Meeting: Cemetery Committee, Library Trustees, Park Commission, Town Clerk, Board of Selectmen, Monterey Historical Society and the Monterey Fire Company Ltd.

The Capital Planning Committee shall create and annually revise a Capital Improvement Program for the Town of Monterey by the end of January. Proposals for the construction or renovation of municipal buildings or acquisition of land or personal property shall be considered by the committee, which will make recommendations through the appropriate officer or board. Such recommendations may be included within the annual budget of the Town.

Terms of committee members shall be two years, subject to reappointment; any vacancies will be filled by the various appointing authorities; or take any other action relative thereto.

Article 23 To see if the Town will vote to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1995, pursuant to Massachusetts General Laws Chapter 44, Section 53F, or take any other action relative thereto.

Article 24 To see if the Town will vote to allow the Treasurer to use available funds in the Treasury or, with the approval of the Selectmen, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan, or take any other action relative thereto.

Article 25 To see if the Town will vote to authorize the Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1994, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17, or take any other action relative thereto.

Article 26 To see if the Town will vote to authorize any Town Board to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A, or take any other action relative thereto.

Article 27 To see if the Town will vote to appoint any committee or officers and give them or any officer of the Town instructions, authority or indemnity thought best, or take any other action relative thereto.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands and the seal of the Town of Monterey this 5th of April, 1994.

Georgiana C. O'Connell Chair
Peter S. Brown
Stefan Grotz

REPORTS of TOWN BOARDS and COMMITTEES

REPORT OF THE ANIMAL CONTROL OFFICER

I hereby submit the report covering the activities of this Department from
7/1/93- 6/30/94/

| | |
|---|----|
| Number of dog complaints | 27 |
| Number of requests for locating lost dogs | 11 |
| Number of nuisance dog complaints | 23 |
| Number of dog bites reported to this Department | 2 |
| Number of dogs killed by motor vehicles | 4 |
| Number of dogs placed in homes or destroyed | 4 |
| Number of nuisance animals | 16 |

Respectfully Submitted,

Martin T. Clark
Animal Control Officer

REPORT OF THE BOARD OF APPEALS

The Board of Appeals held public hearings with respect to five applications under the Town Zoning By-laws during Fiscal Year 1994:

1. A Special Permit was granted to Daniel and Marcella Moriarity for renovation of their existing dwelling at Hebert's Cove, Lake Buel.
2. A Variance was granted to Alan and Jill Gurtman for their property on Lake Buel, under the provisions of MGL Chapt 22 ~ 1 3A
3. A Special Permit was granted to Douglass Roy for renovation of her dwelling at Lake Buel.
4. A Special Permit request by Morris Kirchner for a Building Permit on a parcel of land at Lankeneau Circle, Lake Garfield, was denied.
5. A Special Permit was granted to Lewis Scheffey for renovations to the Monterey General Store, Inc. on Main Road in the village.

The Board lost its long-time chairman and charter member during FY '94, when Ozzie Dugan resigned from the position. Under his tenure, the Board made many difficult and important decisions which helped to make the Town into what it is today. Ozzie (Osborne E.) Dugan will be remembered by everyone who appeared before this Board or who attended a hearing as a staunch supporter and defender of the Zoning Bylaws, whose personal knowledge of the intent of the original drafters 25 years ago shed important light on many deliberations. His consistency and style and integrity made it a pleasure, and a privilege to serve on the Board of Appeals with him.

Respectfully submitted

Peter Vallianos, Chairman

REPORT OF THE BOARD OF ASSESSORS

Fiscal Year 1994
(July 1, 1993 - June 30, 1994)

| | |
|---|-----------------------|
| Appropriations | \$1,325,741.63 |
| Other Local Expenditures | |
| Total Cherry Sheet Offset | 1,336.00 |
| District Department of Veterans' Services | 1530.93 |
| Berkshire County Regional Planning | |
| Commission | 359.67 |
| County Tax and Assessment | 18,769.00 |
| Allowance for Abatements and Exemptions | <u>26,076.81</u> |
| Gross Amount to Be Raised | \$1,380,094.65 |
| Estimated Receipts and Available Funds | |
| Estimated Receipts from State | 89,258.00 |
| Estimated Receipts—Local | 117,300.00 |
| Other Available Funds | 2,401.63 |
| Free Cash | <u>45,885.00</u> |
| Total Estimated Receipts and Available Funds | 254,844.63 |
| Total Taxes Levied on Property | |
| Real Estate Tax | 1,090,255.14 |
| Personal Property Tax | <u>34,994.88</u> |
| Total Tax | 1,125,250.02 |
| Tax Rate | 7.12 |

The town was in recertification for F/Y 94. Consequently, Preliminary Tax bills were sent out on Nov. 15, 1993 and Final Bills for F/Y 94 were sent out April 29, 1994. The Board made attempts to inspect many properties including entering of the homes. The Board wishes to express their appreciation for the help and cooperation they received from the property owners. The Board will continue to inspect properties in anticipation of the next recertification in F/Y 1997.

Respectfully submitted,

BOARD OF ASSESSORS
Gerry Shapiro, Chair
Peter Vallianos
Gary Shaw

REPORT OF THE BUILDING INSPECTOR

The Building Inspector and the Board of Selectmen instituted a new procedure for the issuance of Building Permits this fiscal year. An application for a Building Permit is submitted directly to the Building Inspector. After the Building Inspector reviews the application it is circulated to the Board of Health, Planning Board, Board of Assessors and Conservation Commission. After each Board or Commission has reviewed the permit application, a Building Permit is issued by the Building Inspector. The applicant does not have to submit the Building Permit Application to the Board of Selectmen.

The cost of a Building Permit is: Application Filing Fee \$30.00, Building Permit \$1.00/thousand dollars of construction cost.

In Fiscal '94 the Building Inspector issued 53 permits including 6 permits for new homes .

The Building Inspectors hours are 1:00 p.m. to 2:00 p.m. Tuesdays. Inspections may be arranged by calling the Building Inspector during his office hours on Tuesdays.

Respectfully submitted

Building Inspector
Carleton Anderson,

REPORT OF THE CHILDREN'S HEALTH PROGRAM

To the Citizens of Monterey:

The Children's Health Program, Inc. is pleased to provide the following report on services provided to the Town's youngest residents during 1994.

PEDIATRIC SERVICES:

Well-Child Visits: 33

Sick Child Visits: 46

Well-child care includes: physical exams, immunizations, health screenings, safety education, counseling and case management, nutrition education, referral and follow-up care.

Medical supervision is provided by MACONY Pediatrics. A sliding fee scale is available. Services are available to children from birth to 18 years of age. Call 528-9311 for further information.

WOMEN, INFANTS, CHILDREN (WIC):A food voucher program for pregnant women, for infants and preschool children.

PROJECT MILK an emergency food voucher program is also available. Call 528-0457 for information.

Number of Participants: 14

FIRST STEPS: An Early Intervention Program at CHP. A family-based program

for children, birth to three years, with developmental delays or specific disabilities. Home visits and small group meetings. Call 528-9311 for information.

Present enrollment: 1

FAMILY SUPPORT NETWORK: Resources for families of young children.

Parent-Child Playgroups:

of Parents:

of Children:

Parent to Parent Volunteers:

of Volunteers:

of Families Served:

All children, birth to three years, are eligible for services through the Family Support Network. For further information, call 528-9311.

The Children's Health Program, Inc. will celebrate 20 years of service to the children of southern Berkshire County in 1995.

We thank the citizens of Monterey for their support and assistance during this time and we look forward to continuing to provide resources for the families of our communities.

Respectfully submitted,

The CHP Board of Directors
The CHP Staff

REPORT OF THE CONSERVATION COMMISSION

The Conservation Commission held public hearings and issued Order of Conditions for eight projects within the jurisdiction of the Wetland Protection Act. In addition the commission reviewed fourteen Requests for Determination of Applicability, issued two Enforcement Orders formally advised numerous residents, and conducted its annual review of the Lake Garfield drawdown.

As in the past the majority of the projects reviewed were located at Lake Buel or Lake Garfield. However, the public is reminded that any work within 100 feet of any lake, pond or stream or vegetated wetland must be reported to the Conservation Commission and approved Order of Conditions or Determination of Applicability received before work can begin. The Commission is always happy to give advice or answer questions at its regularly scheduled meeting.

This year John Piretti and Art Hastedt resigned. Chris Blair was appointed to fill one of these positions.

Respectfully submitted.

Conrad Ohman, Chairman

REPORT OF THE COUNCIL ON AGING

According to the records of the Town Clerk, the Monterey Senior population (age 60+) is 162.

A primary concern of the Council is to make available information on programs which promote the health and well-being of town seniors. The Council also assists the Visiting Nurse Association (VNA) in the administration of the monthly Blood Pressure Clinic and the annual Flu Vaccine.

The annual grant from the Commonwealth of Massachusetts to the Monterey Council on Aging was used to support the Southern Berkshire Elderly Transportation Corporation (SBETC) which provides transportation for medical appointments, meal service and various social activities.

Respectfully submitted,

Pauline F. Nault, Chair
Ed Dunlop
Shirley Olds
Cynthia Weber
Robert Rausch

REPORT OF THE FINANCE COMMITTEE

In May 1994 Nicholas Wool retired as member and chairman of the Finance Committee. Nick will be missed because of his long experience with the financial affairs of the town.

The Finance Committee along with the Board of Selectmen approved a 2.5% increase for the majority of the town employees and various board members. The Finance Committee and the Selectmen also reviewed all own expenditures that appeared on the annual warrant and have their approval or disapproval on each line item and article.

In general it was a quiet year with little controversy over any of the major issues that came before the Committee.

The budget requests were out in December to each committee and board, due to be returned by February 1. All budget requests are first reviewed by the Finance Committee and then by the Finance Committee with the Board of Selectmen.

The budget process is very important showing what the various departments plan to spend for the upcoming fiscal year, if the budgets are not adhered to the Finance Committee is forced to transfer money from the Reserve Account that it controls.

Respectfully submitted,

John Ryder, Chairman

REPORT OF THE HARBORMASTER

This year the new buoys were installed in the channel to lower the speed of watercraft while proceeding between the large lake on the East and the smaller section on the West.

Most boaters were courteous and observed the speed limit. Occasionally at night, a lone boat does race through, (a locally owned craft), but this has been the exception to the ordinance.

I find that just about everyone who has been reported as not living up to the state boating regulations will politely comply when you speak to them.

It has not yet been necessary to issue a single written citation.

Hopefully, this will continue.

I would appreciate some help to install, maintain and remove the channel marker buoys this coming season.

Respectfully submitted,

Dean P. Amidon, Harbormaster

REPORT OF THE BOARD OF HEALTH

Fiscal 1994 was a year of change and accomplishment for the Board of Health. First, the Board of Health meeting time has been changed to Mondays at 7 p.m., and the business of the Board can extend into the time of the regular Selectmen's meeting as a matter of convenience for citizen access. To understand the changes, one must be aware of the very broad range of Board responsibilities, as well as the constraints that are placed on the Board's decisions by both state and citizen — and understand that those two aspects are seldom in harmony. Monterey is fortunate to have the services of Peter Kolodziej as the Town's Sanitary Inspector. Peter provides us with the expertise to cope with the complex issues of sanitation. He examines the technical aspects of all septic installations, water-supply systems and a variety of routine (for him) public health issues, from camp and restaurant inspections to more confidential issues where citizens need help in securing safe and sanitary housing.

Peter Kolodziej has steered us to look at a number of sensitive issues in our town, such as protecting water supplies by increasing well setbacks from septic systems to 150 feet (an issue we have not yet subscribed to) and by making us aware of alternate septic installations that do not carry as great a threat of pollution (an issue we have endorsed and have required for use in installations in some of the more environmentally sensitive and crowded areas in town). We are also requiring septic haulers (such as Roger Trucking and Mt. Everett) to file a report when they pump septic tanks in Monterey so that we can identify systems with problems and, further, document the lawful disposal of septic waste pumped. We feel that every homeowner should be aware of Peter's services and know that he is available to identify and resolve problems. He does not carry a club; he is here to help. Even a seemingly routine matter like siting a well should be examined by Peter to ensure a better chance of securing potable water.

We take this opportunity to remind landowners that all well and septic installations require permits from Peter Kolodziej. A word to the wise: anyone in a hurry will save time, both his/her own and the Board's, by talking to Peter first.

A major focus last year was the Family Health Fair, which was held Oct. 2, 1994, at the Monterey Firehouse. The event was very well attended, both by those providing services and information and by people taking advantage of the number of health services available. A commendation to all who participated, with special acknowledgement to Gige O'Connell for her hard work in arranging the fair and to the Southern Berkshire Visiting Nurse Association for its leadership.

The Board of Health has tried to be a forum for public health issues like tobacco awareness and the rabies epizootic, as well as the more mundane issues. We have worked with the Monterey Water Company in its struggle to deal with state and federal bureaucracies. We have addressed a variety of health issues when complaints have been brought forward, conducting various testing when appropriate. We can note that most of these investigations did not show anything amiss; and while we do not wish to dismiss the sensitivities that brought the complaints, all evidence indicates that Monterey residents do act responsibly most of the time.

The Board has devoted much time to concerns about the transfer station on Gould Road. The Department of Environmental Protection, in one of those backhanded shots for which bureaucracies are renowned, determined that every transfer station in the state needed to be recertified. Complying with this mandate cost us several thousand dollars and provided no new information whatsoever for anyone; the application process has now been completed and, we hope, accepted. The Solid Waste Committee has done a great deal of work to make recycling work, and despite the lack of publicity, Monterey has been recycling at a good rate. The bad news is that we could do much better — next year's Annual Report will definitely set forth some changes in our *modus operandi*.

We need to emphasize that Board of Health issues are not zoning issues. They may be kissing cousins, but we would err if we tried to regulate the density of dwellings by an application of the new Title 5. We will continue to pressure landowners to protect our water resources by being attentive to the intent of appropriate regulations. Each citizen has an obligation to comply with the rules that will sustain this wonderful place we know today for yet another generation.

Respectfully submitted, October 31, 1994

Georgiana C. O'Connell, Chair
Peter S. Brown

REPORT OF THE HIGHWAY DEPARTMENT

It was another busy year for the Highway Department. The winters seem to be long and the summers much too short. In the spring we start by grading roads, adding gravel where needed and cleaning up the town from last winter's sand. This year we added gravel to Beartown Mt. Rd., Carrington Battelle, Chestnut Hill Rd., Cronk Rd., Fairview Rd., Hupi Rd., Mt Hunger, and New Marlborough Rds., and replaced culverts on Wallace Hall Rd., Chestnut Hill Rd. and New Marlborough Rds.

During the summer we cut the road shoulders, we have the road sides mowed, patch potholes, grade and rake the dirt roads, and have the lines repainted on our main roads.

Late October and early November we replaced the drainage in the center of town with the help of Tryon Construction. The town put in new catch basins, new culverts and repaved the area in front of the post office.

The winter was a cold one. It had several storms, the worst storms were in January with rain, sleet, and snow and in March a storm with high winds. The Highway Department used 569 tons of salt and 3300 tons of sand.

In June the town paved sections of three roads. A binder and topping coarse was placed on New Marlborough and Sandisfield Roads and topping coarse on Corashire Rd.

I thank the town's people for the new ten foot sander for the Oshkosh truck, and for their support for the Highway Department.

Steve Funk left us in October and J. Lyman Thomson was hired to replace him. Thank you Steve for the good job while employed for the town.

Thanks to the town folks for their patience and understanding while we are working and have the traffic stopped.

Thanks to my crew and substitute winter plow drivers

Respectfully submitted,

HIGHWAY SUPERINTENDENT
Donald Amstead Jr.

REPORT OF THE HISTORICAL COMMISSION

The Historical Commission continues to keep abreast of standards and availability of funds for preservation of our local historical land marks. Meetings have been attended and literature read. We welcome any suggestions for the pursuit of any funding that may be available.

Respectfully submitted

Anne Marie Makuc, Chairman

REPORT OF THE LIBRARY TRUSTEES

It has been a quiet year at the Monterey Library. The summer reading program was successful, as usual, under the direction of trustee Laurie Shaw. There were thirty participants.

The now-traditional Film Scenes occurred in January and February, organized by trustee Eileen Clawson. We showed four films: **Paper Moon**, **Casey's Shadow**, two **Star Trek** movies and **Tarzan the Ape Man**.

We have had to move some of the library collection to the basement, a result of Fear not—the books are still available for borrowing. The year saw the important new collection of High Interest Juvenile Non-Fiction begin to arrive on the

shelves. We acquired nearly two hundred new books and video cassettes through a grant of \$2,000 from the federal government. The kids have already discovered them; come by and see what is there.

Planning has begun for a new summer reading program for children in 1994. We also have applied for a grant from the Massachusetts Foundation for the Humanities and Public Policy for a Reading/Discussion series on a native American theme: **Different Peoples. Different Places.** The scenes will be offered in May and June of 1995.

The townspeople of Monterey have seen our new Christmas tree on the front lawn. Like its predecessor, it was obtained with funds from the Stephen Andrew Makuc Fund, for which we are very grateful. We are grateful, too, to the many individuals who made donations to the Monterey Library this year, and in particular to those who donated books. Tank you all very much.

Eileen Clawson and John Higgins were re-elected to the Board at the town election in May.

Respectfully Submitted,

LIBRARY TRUSTEES
Eileen Clawson
John Higgins
Anne Marie Makuc
Mark Mendel
Laurie Shaw
Linda Thorpe

REPORT OF THE MONTEREY CULTURAL COUNCIL

The Monterey Cultural Council was reorganized earlier this year with appointments by the Selectpersons. Members now include Lisa Simpson, Chair, Jason Brown, Lindsay Pontius, Maureen Banner, Cliff Aerie, John Humphry, and Julie Shapiro.

The Council was awarded \$2,000 from the state for distribution. The Council met in February to review grant applications.

The following grants were awarded:

| | |
|---|----------|
| Josh Aerie for concert to support his trip to Spain | \$250.00 |
| Berkshire Public Theater children's program | \$150.00 |
| The Bidwell House for a folk concert | \$400.00 |
| Flying Cloud Summer Program | \$100.00 |
| Four Colors Company for video on the Berkshires | \$250.00 |
| Mount Everett Regional School for trip to Sturbridge Village | \$200.00 |
| PASS tickets for Robbins-Zust Marionettes for Children's Health Program | \$ 30.00 |
| Shakespeare and Company student's program | \$300.00 |
| South County Youth Chorus for expenses | \$300.00 |

Since the last grant availability was never publicized, the Council met in March

to discuss spending some of the money which has accumulated in the account from past fund raisers. The availability of this money was published in the Monterey News. The following were funded after a meeting in May:

| | |
|--|----------|
| Joe Baker to organize a series of free astronomy classes led by Ron Woodland | \$400.00 |
| JassXpress for a free concert at the church | \$400.00 |
| The Gallery in Monterey for their Monterey exhibit | \$600.00 |
| Bonner McAllester for a series of nature programs | \$300.00 |

Respectfully submitted,

Lisa Simpson Chair

REPORT OF THE PARK COMMISSION

The Park Commission ended the 1993-94 season successfully, with a positive feeling for the upcoming year. A highly energetic playground committee began investigation and analysis of the town's playground needs. The goal of the committee was to design and locate a new playground, develop the specifications for public bids on the project, and to gain support for funding.

The fund raising project for the Town Rink reached its goal and beyond, allowing the construction and installation of additional ice area, a heated changing room and hose storage closet, a mechanical shutter system, an incredible lighting system, and other amenities. Work on these projects continued into the new year with additional refinements planned. An immense amount of volunteer labor, along with the generous financial support of the donors, has made our skating rink a gem in the Berkshires.

The Town Beach was again the place to be this summer and we were lucky to have had a strong life guard staff. Although we had some large weekend crowds both the beach and the parking remained under control.

Respectfully submitted

THE PARK COMMISSION

Tom Rosenthal

Jim Thomas

Howard W. Burns Jr.

REPORT OF THE PLANNING BOARD

Please record our Board's fiscal 1994 report as follows:

During the fiscal year of 1994, Wayne Burkhart (Chair), Maggie Leonard (ViceChair), Kim Vincent Hines (Clerk), Joyce Scheffey and Eric Pedersen acted as members of the Planning Board. Kim Vincent Hines also acted as hired secretary to the Board.

This year, the Board released the covenants of two subdivisions in Monterey completed under the Subdivision Control Law: "Monterey Woods," owned by the Steven's Lake Association, Inc. and "Lady's Slipper Farm, owned by CRD II Realty Estate Trust. Both subdivisions are located off Route 23.

Some of the Board's other work:

- ✓ The Board authorized 10 divisions of land through Form A approvals, divisions that do not require the creation of new frontage under the Subdivision Control Act.
- ✓ The Board, at the request of the Board of Selectmen, considered the issue of camping and how it might be regulated by the Town's Zoning Bylaws.
- ✓ The Board considered possible amendments to Monterey's Subdivision Control Law.
- ✓ The Board began work on a 10-year development map as requested by the Berkshire County Regional Planning Commission.
- ✓ The Board considered an amendment to the Town's Zoning Bylaws that would re-assign the responsibility of building permit enforcement from the Selectmen to the Building Inspector.
- ✓ The Board ended its year by considering the adoption of legislation that would consider zoning violations as non-criminal dispositions.

Respectfully submitted

THE PLANNING BOARD
Kim Vincent Hines
Board Member and Secretary

REPORT OF THE POLICE DEPARTMENT

For fiscal 1993-1994 Motor Vehicle accidents were the most prominent single police emergency, with the department handling 16 of these calls. In an attempt to reduce the number of accidents we will continue to strictly enforce the speed limits and increase police visibility. The number of burglar alarm calls, 13 this year, have decreased over the years. The false alarm penalty policy has been helpful with this problem. There were 8 breaking and entering calls this year. High visibility and additional patrols on the back roads, especially during winter months, is still our best defense. Disturbing the peace and checking on a persons well being calls, required 7 responses each. Calls reporting trees or power lines across the road required 4 responses. domestic disputes, suicide or attempted suicide and prowler calls each required 3 responses. Disabled motor vehicles calls required 2 responses. Child in need of help (forwarded from the child hotline), assault and

battery, missing person, traffic control for a fire, stolen motor vehicle and abandoned 911 calls (a 911 call where the person doesn't say anything and then hangs up) all required 1 response each. In addition to the emergency calls, the department handled approximately 500 calls for information.

This year some additional communication equipment was purchased. The ability for officers to communicate with each other as well as other agencies helps to speed the required service needed to the community.

I would like to welcome Officer Jeff Bynack to our department this year. Officer Bynack is a native of Monterey and proves to be an asset to the department. With Officer Briggs leaving us, the department consists of:

Officer Rita Backhaus
Officer Edward Briggs
Officer Walter Nourse
Crossing Guard Harry Vickerman

I would like to thank all the members of our police department for their dedication, hard work and continued support.

Respectfully Submitted,

CHIEF OF POLICE
Gareth J. Backhaus

REPORT OF THE SANITARY INSPECTOR

For fiscal year 93-94, a total of fifteen (15) plans/applications for disposal works construction permits were reviewed. In addition, sixteen (16) well construction applications and plans were reviewed.

Inspections as required were conducted at all food establishments as well as all recreational camps. No major violations were found and all deficiencies noted were corrected by the owners.

Various housing and nuisance complaints referred by the Board of Health were investigated and appropriate follow up conducted.

Finally, the Southern Berkshire Tobacco Awareness Program of which Monterey is a member, was recently awarded State funding to implement various tobacco control programs. This includes smoking cessation courses, educational programs, assisting Boards of Health adopt more stringent tobacco control regulations etc;. Residents are urged to contact the Program Director Sharon Terry at 243-5543 to obtain further information

Respectfully submitted,
Peter J. Kolodziej, R.S.
Sanitary Inspector

REPORT OF THE SCHOOL COMMITTEE REPRESENTATIVE

The Massachusetts Education Reform Law impacted the member towns of the South Berkshire Regional School District's fiscal planning process in ways that were nearly impossible to anticipate and difficult to accommodate. The committee, the administration, and town officials struggled to interpret for themselves as well as for the citizens of the constituent towns, the variable complexities of debt credit and assessment formulas underlying state and local funding of our schools. I am happy to report that, difficult as the process was, through unflagging cooperative effort, the budget was met and service to our students was not compromised.

In compliance with more positive aspects of Reform Law, three school councils, each comprised of elected parents, teachers, students and community members, were formed and carried out significant, supportive work in their debut year.

Exploration of options acceptable to all five member towns which would bring our district into compliance with the one-person / one-vote mandate was continued. The committee's goal is to bring a supportable revision of the District Agreement to the 1995 Annual Meetings of the member towns for approval.

The committee voted to seek membership in The Coalition of Essential Schools. This decision was supported by increasing regional and state recognition of our district's commitment to innovation and excellence as evidenced in facilities, schedules, programs, and the professional development of our staff.

Comprehensive fiscal and program summaries are detailed in a 50-page Annual Report which is available to every citizen. Contact me (528-1114) or the district offices (229-8778) if you would like to receive one.

I encourage your attendance at meetings of the School Committee and at the many functions (in our still-wonderful, still-new facilities) which support our young citizens and enhance the quality of all our lives. Our financial support of education, while ungrudging, is inevitably burdened by many concerns. The support of presence can be unreserved and joyous and is every bit as essential in creating the positive spirit that marks a healthy learning environment — the spirit that we are resolved to provide for every Southern Berkshire Student.

Respectfully submitted,
Donna B. Burkhardt
SCHOOL COMMITTEE REPRESENTATIVE

REPORT OF THE BOARD OF SELECTMEN

The Board of Selectmen has endeavored to act as facilitator, coordinator and even as peacemaker in its role as the manager of day-to-day business in Monterey. Our weekly meetings have seldom concluded before 10:30 p.m., and each member of the Board has devoted many hours to the routine business of the Town, as well as the study of Monterey's more complex and continuing issues and situations.

We meet regularly (at least bi-weekly) with the Police Chief and Fire Chief, as well as the Highway Superintendent. We devoted much effort to E-911 planning and house-numbering activities, and a special note of appreciation goes to Ray Tryon and Maynard Forbes for their help in house numbering. The official street-naming process will be completed after all the citizens have an opportunity for input. This is also the first year for a new Police Chief, Gareth Backhaus, a longtime police officer and resident of Monterey, and also an opportunity for the restructuring of the Police Department both as to personnel and direction.

A major role played in our Town is that of Highway Superintendent. The Board meets at least twice a month in formal session with Don Amstead and at numerous times individually in order to keep the Board and Don in touch with each other about mutual concerns. We are working with residents of New Marlboro Road to restore and improve their road. We are in frequent contact with the Massachusetts Highway Department about the availability of funds and the specifications for use. In that regard we are involved in an effort that will provide for the replacement of the Gould Road bridge at little or no cost to the Town if the replacement can be done in an environmentally acceptable manner. In like manner, we await word on the paving of Main Road by the Massachusetts Highway Department at no cost to the Town. We are aware that Gould Road and Blue Hill Road need major attention, along with the previously mentioned New Marlboro Road. We welcome your input in these affairs. Snow and ice are a major cost to the Town, and we commend Don for his alertness and dedication to the job. While there are infrequent complaints, Don and the Highway Department crew should be acknowledged for a job well done. The Town enjoyed wonderful cooperation during the so-called "storm of the century" in March 1992, when all of Monterey's emergency response was coordinated at the Firehouse on Main Road. That emergency response apparatus, which includes the Fire Department, the Police Department, the Highway Department, the Tree Warden, Civil Defense — you name it — is still in place, and all involved have acted to improve on that performance.

To better coordinate emergency response, we met with Sheffield Police Chief James McGarry, Monterey Police Chief Gareth Backhaus, Fire Chief Ray Tryon, E-911 Coordinator Maynard Forbes, Highway Superintendent Don Amstead, Civil Defense Coordinator Tom Gillis and Tree Warden Roger Tryon to discuss emergency preparedness and the ability of the South County area to respond to emergencies throughout the area.

We have struggled to remove ourselves from being directly involved in the

zoning-permit process. The Annual Town Meeting, through our own inattention, failed to act on this important issue. The Board will continue to act directly as the appointer/employer of the Inspector of Buildings, and it is our hope that the Town will agree to name that officer as being responsible for issuing building permits and policing zoning infractions. This Board, like the Boards of Selectmen in almost every other town, has neither the time nor the expertise to function in these roles.

We have studied the Town's computer system and existing software and have involved and requested input from all who were willing to come forward. [Stephen Bohn's report can be found elsewhere in this Town Report.] It is our collective finding and conviction that the present software is not a workable package. While it does what it is designed to do (as best we can understand), its function appears so cumbersome as to make it impractical in its present configuration. After much soul searching, we are of the opinion that the most practical solution is to use commercially available software packages, selected by the town officers and employees who will be using them. We are convinced that this is the only method by which our Town can move beyond the basic issue of computerization. The age of computers is here, and Monterey needs to get on the so-called information superhighway. We need the ability to accumulate and interpolate all the data that is piling up in written pages and reports now stored in many boxes in the basement of the Town Hall. While we may be legally mandated to save all that paper, finding a specific record via computer is infinitely easier, quicker and more intelligently done than by manually searching through a cumbersome "paper trail." There is some good news here that we should be alert to: 1) our computer hardware, which was costly to acquire, is not a lost investment, and will not be consigned to waste; 2) our personnel have become much more computer-oriented because of the experience factor and the real effort they have made using the existing software; and 3) the accumulation of data over the past two years will not be lost — it will serve as the basis for future reference, and is work that will not have to be repeated.

What's in the future? We believe that we will eventually need to purchase a commercial package for the Tax Collector's use. We think that we will face an annual cost of \$4,000 to \$5,000 for the annual software maintenance on that package and also for the Assessors' package, which may also need to be updated, at their request. A possible bright note (although nothing is guaranteed in this business): the Town Clerk will be provided with both a computer and software by the state at little cost to the Town (maybe). We will always be looking at the need to upgrade the existing hardware (computers, printers, peripherals), perhaps to computerize a Town department that needs to be computerized and perhaps because a new software package requires a larger or faster computer. But this last item, if managed wisely, will allow for the recycling of a replaced computer to a new activity. What will it cost? This writer can only guess that it may average \$9,000 to \$10,000 a year over the next decade. The question that immediately comes to mind is, What can we save by not continuing to computerize? The answer that history (and it's not all modern history) provides is that, while we may

reduce our expenses on a very short-term basis, ultimately the costs of not moving into electronic data and communication technologies will have a major impact on the financial ability of both the Town and its citizens. A simplistic response is that we will spend more by being forced to deal with the increasing complexities of this information-hungry age in an anachronistic manner.

We were forced by the failure of the boiler in the Town Hall basement to do much-needed emergency repairs to the basement in order to replace the boiler in a safe and legal way. If you have not been in the Town Hall recently and you remember how the basement-used to look, you should stop in and see the enormous change. We are indebted to Gerry Shapiro, whose architectural talents provided the direction we determined to follow, and to Mark Amstead, who was the contractor and spent a good deal of his own time ensuring the timely completion of the project.

The Town Hall was prodded a little further into the modern age with the acquisition of a fax machine. In a very short time it has become an important method of communication. We were also forced to replace the photocopier, which was failing, and the repairs were estimated at considerable expense. The new machine cost a lot of money, works very well and has a guarantee. Its reliability, compared with the machine it replaced, has yet to be proved, but it does make great copies.

Together with the Finance Committee, we struggle with the budget. At the end of the process, one is left with the feeling that we have proposed a budget that is fair to all concerned and one that we can collectively support at the Annual Town Meeting. But the process is often unfair to people and ideas not represented in our deliberations. We who are part of the process all compromise in some way to arrive at the end product, which is then thrown to the voters who sometimes respond as might be expected of people who have not been involved in the give and take of the budget process. We heartily support that end part of the process, the public debate — the passage of any part of the budget should be the will of the people — it's the beginning of the process that needs improving. We must initiate the budget-building process early; and the total effort must involve the individuals who are most directly affected by the final resolution.

Respectfully submitted,

BOARD OF SELECTMEN
Georgiana C. O'Connell, Chair
Peter S. Brown
Stefan Grotz

REPORT OF THE SOLID WASTE COMMITTEE

During FY '94 the town of Monterey shipped 321.83 tons of Municipal Solid Waste as opposed to 326.2 tons last fiscal year. This is a nice reduction. On the other hand, our recyclables amounted to 82.51 tons as opposed to 90.25 tons as reported last year. This is an unexpected decline in our recycling rate and we are trying to ascertain what accounts for this significant decrease.

We are planning to upgrade our transfer station and improve our recycling rate. Our free access to the Materiel Recycling Facility (MRF) in Springfield depends on a good per capita recycling percentage.

The plastic recycling remains about the same as FY '93. In FY '93 we recycled 189.75 cubic yards and in FY '94 the figure was 190.5. That came out to 3.32 and 3.33 tons, respectively. Thanks to everyone's recycling efforts we are still staying within our budget. Our years expenses for the entire operation in FY 94 was \$61,641.99. Our budget is \$62,000. Our revenue from the dump sticker collection was \$24,540. This figure is down from \$33,000 last FY. It is estimated that if every household paid, we would collect \$40,000.

The eleven town Southern Berkshire Solid Waste District continues to operate efficiently. The Chairman, David Steindler, and Coordinator, Susanna Leigh, keep us informed of county as well as national doings and guide us through the morass of government forms and grants. Susanna has attended a number of our meetings and worked with the Selectmen when necessary. The District procured "Hazardous Waste Wheels" for its member towns and at this writing there are still some available at the town hall. The wheels are a convenient tool to obtain information about how to handle hazardous waste. The District is looking into holding a hazardous waste collection day. It is an expensive and complicated operation. The success of it depends on how much money the towns are willing to put up to facilitate such a program.

If there are questions, the District meetings are held in the Monterey Church basement the third Wednesday of each month. The meetings are lively and informative. Public attendance, questions, and opinion are welcomed and appreciated.

Respectfully submitted,

THE SOLID WASTE COMMITTEE

Wayne Burkhart

Rudy Gero

Bill Kopetchny

Joyce Scheffey

Bob Thieriot

REPORT OF THE TAX COLLECTOR

| | Balances 7/1/93 | Commitments | Abatements | Collected | Tax Title | Refunds | Balances 6/30/94 |
|--------------------------|--------------------|---------------------|-----------------|---------------------|-----------------|----------------|---------------------|
| FY1988 Motor Vehicle | 848.35 | | 346.45 | 60.42 | | | 787.93 |
| FY1989 Motor Vehicle | 1,143.83 | | | 133.54 | | | 1,010.29 |
| FY1990 Motor Vehicle | 1,193.05 | | | 255.52 | | | 937.53 |
| FY1991 Real Estate | 3,233.59 | | | 2,914.20 | 460.83 | 500.00 | 358.56 |
| Personal Property | 107.12 | | | 4.21 | | | 102.91 |
| Motor Vehicle | 771.88 | | | 76.25 | | | 695.63 |
| FY1992 Real Estate | 20,877.44 | | 110.71 | 12,730.55 | 417.95 | | 7,728.94 |
| Personal Property | 159.43 | | | 66.86 | | | 92.57 |
| Motor Vehicle | 1,979.41 | 207.60 | 125.00 | 1,681.59 | | | 505.42 |
| Forest Products | | 16.00 | | 16.00 | | | - |
| FY1993 Real Estate | 48,488.27 | | 339.30 | 25,118.28 | 187.44 | | 23,182.55 |
| Personal Property | 801.22 | | | 549.84 | | | 251.38 |
| Motor Vehicle | 10,772.22 | 7,848.35 | 781.79 | 17,398.78 | | 765.85 | 1,205.85 |
| FY1994 Real Estate | | 1,090,560.53 | 2,417.42 | 1,026,093.47 | 271.98 | 2,983.12 | 64,760.78 |
| Personal Property | | 34,994.83 | 35.60 | 35,383.31 | | 1,685.24 | 1,061.16 |
| Motor Vehicle | | 43,994.85 | 1,630.62 | 36,417.54 | | 359.37 | 6,256.06 |
| <u>Farm Animal</u> | | <u>529.00</u> | | <u>529.00</u> | | | - |
| Costs | 90,375.81 | 1,178,101.16 | 4,870.43 | 1,159,629.36 | 1,337.20 | 6,93.58 | 108,932.56 |
| Motor Vehicle Surcharges | | | | 12.00 | | | |
| Charges & Fees | | | | 440.00 | | | |
| Interest | | | | 3,070.00 | | 10.00 | |
| Lake Buel District | | | | 9,279.49 | | 10.31 | |
| | | | | <u>298.08</u> | | | |
| | | | | 1,201,264.72 | | | |

REPORT OF THE TOWN ACCOUNTANT

GENERAL FUND

30 June 1994

| | | General Fund |
|------------------------------------|-------|-------------------|
| ASSETS | | |
| Cash & Investments | | \$342,110.59 |
| Receivables | | |
| Personal Property 1991 | | 102.91 |
| Personal Property 1992 | | 92.57 |
| Personal Property 1993 | | 251.38 |
| Personal Property 1994 | | 1,061.16 |
| Chapter 59 | | 0.00 |
| Real Estate 1991 | | 358.56 |
| Real Estate 1992 | | 7,728.94 |
| Real Estate 1993 | | 23,182.55 |
| Real Estate 1994 | | 64,760.78 |
| Tax Liens | | 2,181.82 |
| Motor Vehicle 1988 | | 787.93 |
| Motor Vehicle 1989 | | 1,010.29 |
| Motor Vehicle 1990 | | 937.53 |
| Motor Vehicle 1991 | | 695.63 |
| Motor Vehicle 1992 | | 505.42 |
| Motor Vehicle 1993 | | 1,205.85 |
| Motor Vehicle 1994 | | 6,256.03 |
| Farm Animal Excise | | 0.00 |
| Forest Product Excise | | <u>0.00</u> |
| TOTAL ASSETS | | 453,229.97 |
| LIABILITIES | | |
| Accounts Payable | | \$ 0.00 |
| Surcharge, Motor Vehicle | | 620.00 |
| Tax Collector Returned Checks | | 0.00 |
| Warrants, outstanding | | 54,082.88 |
| Federal Income W/H | | 0.00 |
| FICA W/H | | 0.00 |
| Medicare | | 0.00 |
| State W/H | | 0.00 |
| Retirement W/H | | 0.00 |
| Deferred Compensation | | 0.00 |
| Employee Insurance W/H | | 0.00 |
| Health & Life | | 0.00 |
| Overlay 1991 | | 943.20 |
| Overlay 1992 | | 10,016.95 |
| Overlay 1993 | | 11,722.17 |
| Overlay 1994 | | 23,623.79 |
| Due to County – Dog Tax | 25.50 | |
| Deferred Revenue – Property Taxes | | 51,232.74 |
| Deferred Revenue – Tax Liens | | 2,181.82 |
| Deferred Revenue – Motor Vehicle | | 11,398.71 |
| Deferred Revenue – Farm Animal | | 0.00 |
| Deferred Revenue – Forest Products | | 0.00 |
| Tax Anticipation Loan | | 0.00 |
| Est other Fin. Uses Cont. | | 0.00 |

FUND BALANCES

| | | |
|------------------------------------|--------|-------------|
| Fund Balance Account | | 0.00 |
| Budgetary Control | | 0.00 |
| Fund Reserve for Encumbrance | | 16,665.70 |
| Fund Prior yr. Encumb. | | 0.00 |
| Fund Reserve for Extraord. or Unf. | | 0.00 |
| Fund Reserve for Expenditure | | 0.00 |
| Fund Reserve for Appropriation | | 2,374.13 |
| Undesignated Fund Balance | | 268,623.38 |
| Prior yr. Underest. | 230.00 | |
| Revenue Summary | | 0.00 |
| Expenditure Summary | | <u>0.00</u> |

TOTAL LIABILITIES**453,229.97****GRAND TOTAL****453,485.47****453,485.47**

**BALANCE SHEET
SPECIAL REVENUE
30 June 1994**

ASSETS

| | | |
|------------------------|---------------|----------------|
| | Debits | Credits |
| Special Revenue Cash | 19,120.25 | |
| Due from Comm. of Mass | 0.00 | |

TOTAL ASSETS**19,120.05****LIABILITIES**

| | | |
|---------------------|---------------|----------------|
| | Debits | Credits |
| Accounts Payable | | 0.00 |
| Warrant Outstanding | | 96,268.00 |

Fund Balances

| | | |
|---------------------------------|-----------|-------------|
| Fund Bal. Account | | 0.00 |
| Fund Res. for Expenditure | | 0.00 |
| Fund Res. for Appropriation | | 0.00 |
| Undesignated Fund. Bal. | | 0.00 |
| Arts Lottery Fund Bal. | | 5,419.63 |
| Veterans Mem. Fund Bal. | | 75.00 |
| Historical Doc. Fund Bal. | | 774.35 |
| State Aid Lib. Fund Bal. | | 4,738.54 |
| Legal Fund Bal. | | 94.73 |
| Insur. Reimb. Fund. Bal. | | 0.00 |
| Comm.Ma. Library Grant | | 437.39 |
| Sale of Cemetary Lots Fund Bal. | | 926.68 |
| Com. Ma Poll HRS Fund Bal. | | 0.00 |
| Com. Ma Elderly Fund Bal. | | 600.00 |
| Cty. Dog Refund Fund Bal. | | 260.77 |
| Hunting Reg Fund Bal. | | 424.46 |
| Wetland Fund Bal. | | 3,668.50 |
| Berk Cty. Rabies Innoc. | | 1,200.00 |
| Playground Fund Bal. | | 300.00 |
| Chapter 15 Fund Bal. | 96,068.00 | |
| Lake Garfield Fund Bal. | | 0.00 |
| Revenue Summary | | 0.00 |
| Expenditure Summary | | <u>0.00</u> |

TOTAL LIABILITIES**19,120.05****GRAND TOTAL****115,188.05****115,188.05**

**BALANCE SHEET
TRUST FUNDS
30 June 1994**

| ASSETS | Debits | Credits |
|-----------------------------|-------------------|--------------------------|
| Cash -Trust Funds | <u>268,349.80</u> | |
| TOTAL ASSETS | 268,349.80 | |
| LIABILITIES | Debits | Credits |
| Accounts Payable | | 0.00 |
| Warrant Outstanding | | 0.00 |
| Fund Balances | | |
| Fund Bal. Account | | 0.00 |
| Fund Res. for Appropriation | | 0.00 |
| Undesignated Fund. Bal. | | 0.00 |
| Stabilized Fund Bal. | | 184,130.64 |
| Abercrombie Fund Bal. | | 9,057.11 |
| Library Memorial Fund Bal. | | 1,212.80 |
| Conservation Fund Bal. | | 9,248.41 |
| Perpetual Care Fund. Bal. | | 38,985.07 |
| Simon's Escrow Fund Bal. | | 25,715.77 |
| Revenue Summary | | 0.00 |
| Expenditure Summary | | <u>0.00</u> |
| TOTAL LIABILITIES | | <u>268,349.80</u> |
| GRAND TOTAL | 268,349.80 | 268,349.80 |

**BALANCE SHEET
AGENCY FUNDS
30 June 1994**

| ASSETS | Debits | Credits |
|-----------------------------|-----------------|------------------------|
| Agency Cash | 1,065.00 | |
| TOTAL ASSETS | 1,065.00 | |
| LIABILITIES | Debits | Credits |
| Accounts Payable | | 0.00 |
| Warrant Outstanding | | 1,402.00 |
| Fund Bal. Account | | 0.00 |
| Fund Res. for Expenditures | | 0.00 |
| Tax Coll. Demands Fund Bal. | | 15.00 |
| Pol. O/S Detail Fund. Bal. | 352.00 | |
| Simon's Escrow Fund Bal. | | 25,715.77 |
| Revenue Summary | | 0.00 |
| Expenditure Summary | | <u>0.00</u> |
| TOTAL LIABILITIES | | <u>1,065.00</u> |
| GRAND TOTAL | 1,417.00 | 1,417.00 |

***Asterisked Items Indicate where reserve transfers have been made in the report on the next pages entitled TOWN OF MONTEREY EXPENDITURES.**

TRANSFERS:

| | |
|------------------------------|------------------|
| Temporary Employee Selectmen | 97.66 |
| Tax Collector Expenses | 637.14 |
| Printing & Stationary | 82.98 |
| Registration | 4.51 |
| Town Offices | 1,193.84 |
| Fire Protection & Supplies | 1,149.92 |
| Highway Maintenance | 113.18 |
| Machinery & Tools | 508.25 |
| Board Health Expenses | 45.80 |
| Debt Service | 8,988.60 |
| State Board of Retirement | 187.40 |
| Town Office Emergency | <u>9,384.00</u> |
| TOTAL | 22,393.28 |

TOWN OF MONTEREY EXPENDITURES

30 June 1994

| APPROPRIATIONS | FY '94 Budget | Expended YTD | Balance June 94 |
|----------------------------------|------------------|-----------------|--------------------|
| GENERAL GOVERNMENT | | | |
| Moderator | 75.00 | 0.00 | 75.00 |
| Selectmen | 5,350.00 | 5,350.00 | 0.00 |
| Selectmen Secretary | 6,615.00 | 6,615.00 | 0.00 |
| Selectmen's Expenses | 1,850.00 | 1,251.55 | 598.45 |
| Procurement Expenses | 250.00 | 0.00 | 250.00 |
| Temporary Employee* | 750.00* | 847.66 | 0.00 |
| Finance Committee Expense | 1,100.00 | 311.85 | 788.15 |
| Reserve Fund* | 31,000.00 | 0.00* | 8,606.72 |
| Town Accountant | 7,500.00 | 7,500.00 | 0.00 |
| Accountant's Expenses | 500.00 | 173.53 | 326.47 |
| Assessors | 3,800.00 | 3,800.00 | 0.00 |
| Assistant Assessor | 8,600.00 | 8,600.00 | 0.00 |
| Assessor's Clerk | 2,750.00 | 2,128.50 | 621.50 |
| Assessor's Clerk Revaluation C/F | 957.25 | 153.00 | 804.25 |
| Assessor's Expense | 3,000.00 | 2,471.88 | 528.12 |
| Revaluation Expense C/F | 800.00 | 539.00 | 261.00 |
| Computer & Software | 1,500.00 | 1,500.00 | 0.00 |
| Treasurer | 7,140.00 | 7,140.00 | 0.00 |
| Treasurer's Expense | 1,500.00 | 1,425.31 | 74.69 |
| Tax Collector | 7,140.00 | 7,140.00 | 0.00 |
| Tax Collector's Expenses* | 3,700.00 | 4,337.14* | 0.00 |
| Bank Charges | 1,000.00 | 890.52 | 109.48 |
| Town Counsel | 750.00 | 750.00 | 0.00 |
| Printing & Stationary* | 4,000.00 | 4,082.98* | 0.00 |
| Town Office Secretary | 21,571.00 | 21,571.00 | 0.00 |
| Town Clerk | 7,140.00 | 7,140.00 | 0.00 |
| Town Clerk Expense | 1,500.00 | 1,289.15 | 210.85 |
| Education | 500.00 | 403.00 | 97.00 |
| Election Expenses | 850.00 | 782.97 | 67.03 |
| Registration* | 350.00 | 354.51 | 0.00 |
| Census Street Listing | 1,800.00 | 1,800.00 | 0.00 |
| Conservation Commission | 2,000.00 | 1,072.86 | 927.14 |
| Planning Board | 1,300.00 | 672.25 | 627.75 |
| Board of Appeals | 1,000.00 | 645.31 | 354.69 |
| Meeting Hall | 500.00 | 500.00 | 0.00 |
| Meeting Hall C/F | 500.00 | 500.00 | 0.00 |
| Town Report | 1,500.00 | 1,500.00 | 0.00 |
| Town Report C/F | 1,404.00 | 1,404.00 | 0.00 |
| Town Offices* | 11,000.00 | 12,193.84* | 0.00 |
| Computer & Software | 5,940.00 | 4,636.09 | 1,303.91 |
| Computer C/F | 2,787.06 | 2,787.00 | 0.06 |

| | FY '93 Budget | Expended YTD | Balance June 93 |
|------------------------------------|------------------|-----------------|--------------------|
| PUBLIC SAFETY | | | |
| Constable | 125.00 | 125.00 | 0.00 |
| Police Chief Wages | 6,300.00 | 6,300.00 | 0.00 |
| Police Expense | 19,460.00 | 19,457.25 | 2.75 |
| Police Rental Facilities | 1,775.00 | 1,500.00 | 275.00 |
| Fire Protection & Supplies* | 17,000.00* | 18,149.92 | 0.00 |
| 911 System C/F | 500.00 | 0.00 | 500.00 |
| Building Inspector | 3,000.00 | 3,000.00 | 0.00 |
| Plumbing Inspector | 1,700.00 | 850.00 | 850.00 |
| Wire Inspector | 1,700.00 | 1,700.00 | 0.00 |
| Animal Inspector | 150.00 | 150.00 | 0.00 |
| Civil Defense | 500.00 | 0.00 | 500.00 |
| Civil Defense C/F | 677.59 | 0.00 | 677.59 |
| Animal Control/Dog Officer | 1,800.00 | 1,800.00 | 0.00 |
| Wildlife Control Expense | 3,000.00 | 1,032.95 | 1,967.05 |
| Tree Warden | 4,150.00 | 2,131.24 | 2,018.76 |
| EDUCATION | | | |
| School Committee | 600.00 | 600.00 | 0.00 |
| School Capital | 155,899.00 | 155,899.00 | 0.00 |
| School Operating | 352,893.00 | 352,893.00 | 0.00 |
| PUBLIC WORKS AND FACILITIES | | | |
| Route 23 Survey C/F | 1,500.00 | 0.00 | 1,500.00 |
| Survey Town Properties C/F | 1,500.00 | 0.00 | 1,500.00 |
| Highway Maintenance* | 112,500.00 | 112,613.18* | 0.00 |
| Snow & Sand | 85,000.00 | 81,460.90 | 3,539.10 |
| Public Lighting | 3,150.00 | 2,187.52 | 962.48 |
| Highway Capital | 50,000.00 | 50,000.00 | 0.00 |
| Machinery & Tools* | 20,000.00 | 20,508.25* | 0.00 |
| Town Garage | 16,000.00 | 15,683.81 | 316.19 |
| Truck/Dump Plow and Sander C/F | 703.20 | 703.20 | 0.00 |
| SBWD | 2,013.00 | 2012.50 | .50 |
| Disposal Area | 62,000.00 | 61,641.99 | 358.01 |
| Rubbish Collection | 1,500.00 | 1,300.00 | 200.00 |
| Cemetery Maintenance | 4,500.00 | 3,277.20 | 1,747.80 |
| Cemetery Maintenance C/F | 525.00 | 525.00 | 0.00 |
| Soldier's Graves | 550.00 | 549.95 | .05 |
| HUMAN SERVICES | | | |
| Board of Health | 1,100.00 | 1,100.00 | 0.00 |
| Board of Health Expenses* | 400.00 | 445.80* | 0.00 |
| Sanitary Inspector | 6,000.00 | 6,000.00 | 0.00 |
| Visiting Nurse | 1,500.00 | 1,425.00 | 75.00 |
| Berkshire Mental Health | 835.00 | 835.00 | 0.00 |
| Children's Health Program | 1,000.00 | 1,000.00 | 0.00 |
| Hospice | 200.00 | 0.00 | 200.00 |
| Hospice C/F | 200.00 | 0.00 | 200.00 |
| Council on Aging | 400.00 | 400.00 | 0.00 |

| | FY '93 Budget | Expended YTD | Balance June 93 |
|-------------------------------------|---------------------|---------------------|--------------------|
| HUMAN SERVICES, CONT. | | | |
| Veteran's Benefits | 1,600.00 | 1,518.00 | 82.00 |
| Construct | 250.00 | 0.00 | 250.00 |
| CULTURE & RECREATION | | | |
| Library | 24,425.63 | 24,404.84 | 20.79 |
| Library Maintenance | 2,500.00 | 2,479.63 | 20.37 |
| Park Commission | 16,400.00 | 16,323.92 | 76.08 |
| Memorial Day | 500.00 | 427.44 | 72.56 |
| DEBT SERVICE | | | |
| Town Garage Loan | 10,925.00 | 10,925.00 | 0.00 |
| Debt Service* | 100.00 | 9,088.60* | 0.00 |
| ASSESSMENTS | | | |
| State Assessment | 4,878.00 | 5,108.00 | -230.00 |
| County Assessment | 18,490.00 | 18,490.29 | -.29 |
| Berkshire Co. Regional Planning | 359.67 | 359.67 | 0.00 |
| Veteran's District | 1,530.93 | 1,530.93 | 0.00 |
| MISCELLANEOUS | | | |
| Berkshire County Retirement | 19,535.00 | 19,535.00 | 0.00 |
| Employment Security | 700.00 | 203.00 | 497.00 |
| Health & Life Insurance | 30,000.00 | 26,770.87 | 3,229.13 |
| FICA | 7,600.00 | 6,296.03 | 1,303.97 |
| State Board of Retirement* | 200.00 | 387.40* | 0.00 |
| Vacation, Sick & Holiday | 12,500.00 | 11,271.60 | 1,228.40 |
| Guard rails C/F | 3,052.50 | 0.00 | 3,052.50 |
| Bonds & Insurance | 46,000.00 | 42,075.00 | 3,925.00 |
| SPECIAL ARTICLES | | | |
| Town Office Emergency | 25,000.00 | 34,384.00 | 0.00 |
| Work Zone Protection | 2,113.00 | 0.00 | 2,113.00 |
| Lake Buel Revised Environmental C/F | 7,500.00 | 525.00 | 6,975.00 |
| Stabilization Fund | 25,000.00 | 25,000.00 | 0.00 |
| Electric Generator Fire | 7,500.00 | 7,500.00 | 0.00 |
| Lake Garfield Follow | 1,500.00 | 1,500.00 | 0.00 |
| TOTAL | 1,305,115.23 | 1,320,896.78 | 57,638.05 |

***Asterisked Items Indicate where transfers have been made (see beginning of Report)**

REPORT OF THE TOWN CLERK

From July, 1993 to July, 1994 Monterey held fairly steady in population and in voting strength. We had a long winter with heavier snows than we've known recently followed by severe lightening and thunderstorms in July. The weather did not deter more and more summer residents from making Monterey their permanent retirement home or their residential remote office. We welcome them, all our new babies, and newly married couples. This augers well for the future. (1993 was an off-year for State and Federal Elections)

Report on the Special Town Meeting The Town of Monterey January 21, 1994

At a Special Town Meeting of the Town of Monterey, held January 21, 1994 in the Monterey Fire House, forty two of the registered voters qualified to vote in Town affairs and a constituted quorum of the voters of this Town met at 7:00 P.M. in the Monterey Fire Company Ltd. building and voted in the following manner on the Special Town Meeting Warrant articles, having been warned of the meeting in accordance with the Town By-Laws and State regulation.

Article 1. The Town voted to transfer from available funds the sum of \$25,000 for emergency repairs to the Town Offices.

Unanimously

Article 2. The Town voted to transfer from available funds the sum of \$5,000 to the Computer Account.

In the affirmative; two negative votes.

Article 3. "The Town shall provide a real estate tax exemption to persons serving as members of the Monterey Volunteer Fire Department, subject to the following provisions:

A. Said real estate shall be occupied and owned by said individual as his or her domicile, or occupied as his or her domicile but owned by a member of his or her immediate family (mother, father, sister, brother, wife, son or daughter).

B. Each member shall be certified to be in good standing by the Chief of the Department to the Board of Assessors ninety (90) days prior to the start of the fiscal year. To be in good standing the following requirements must be met:

- 1) The individual shall be certified in CPR, First Responder first aid, and Haz-Mat.
- 2) The individual shall attend 75% of all training sessions.
- 3) The individual shall respond to 75% of all alarms.
- 4) The individual must be in the Department a minimum of twelve (12) months.

C. No more than eighteen (18) individuals shall be certified to be eligible for the exemption in any one fiscal year, exclusive of any exemption granted to a retired member under the provisions of this bylaw.

D. No exemption shall exceed the sum of \$1,500 in any fiscal year, with the

exception that the maximum of \$1,500 may be raised annually based on an index approved by the Commissioner of Revenue.

E. Any retired member of the Monterey Volunteer Fire Department shall be eligible for at least 70% of such allowable exemption provided that said individual has reached his or her 60th birthday prior to the fiscal year for which an exemption is being sought, and has served as a member of the Department for not less than 15 years immediately preceding his or her retirement. If retiring after 20 years of service, the retiree shall receive 80% of such allowable exemption, and after 30 years of service, shall receive 90% of such allowable exemption.

F. Any individual receiving an exemption under this bylaw shall continue to receive such exemption regardless of any permanent disability, received in the line of duty, that bars him or her from participation in the Department.”

Unanimously

Article 4 The Town voted to transfer from available funds the sum of \$513 to the Town Office Secretary Account.

Unanimously.

Article 5 The Town did not vote to transact any other business that may legally come before the meeting.

There being no further business presented that might legally come before the Special Town Meeting, the assembled voters voted to adjourn the meeting at 7:25P.M.

Report on the Special Town Meeting The Town of Monterey May 7, 1994

At the Special Town Meeting of the Town of Monterey, duly called and held on Saturday, May 7, 1994 at 9:00 o'clock in the morning, where 18 of the 15 person quorum of qualified voters of the Town of Monterey met in the firehouse of the Monterey Fire Company, Ltd., the following articles appeared in the warrant. I certify that at said meeting, the following action was taken on those articles. The meeting was called to order by the Moderator at 9:00 AM. Reading of the full warrant was waived at 9:01 AM.

Article 1. The Town voted to transfer \$15,000 from Free Cash to the Reserve Fund. The original warrant article had called for a transfer of \$12,000, but the Fire Company need for \$3,250 to upgrade their Self Contained Breathing Apparatus (SCBA) packs was noted as an immediate need. The vote to amend \$12,000 to \$15,000 was passed unanimously. The Town approved the transfer.

Unanimously

Article 2. The Town voted to transfer from Free Cash the sum of \$5,000 to the Sand and Snow Account.

Unanimously

There being no further business, the Special Town Meeting voted to adjourn at 9:04 A.M.

Report on the Annual Town Meeting
The Town of Monterey May 7, 1994
Commonwealth of Massachusetts, County of berkshire Town of Monterey

At the Annual Town Meeting of the Town of Monterey, duly called and held on Saturday, May 7, 1994 at 9:30O'clock in the morning, 104 of the 531 qualified voters of the Town of Monterey met in the firehouse of the Monterey Fire Company, Ltd.,the following articles appeared in the warrant. I certify that at said meeting, the following action was taken on these articles. The meeting was called to order by the Moderator at 9:30 AM as a quorum of voters was present. Reading of the full warrant was waived at 9:31 AM. The polls were declared open at 9:32 AM.

Article 1. The town brought in their votes for the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town: [* indicates the winner of a contested position) Total votes: 172

| | | |
|-------------------------------------|---------------------|-----|
| Board of Appeals for five years. | Dean P. Amidon* | 99 |
| | Edith L. Wilson | 66 |
| Board of Appeals for one year | Cynthia Weber | 136 |
| Board of Assessors for three years. | Gary Shaw* | 108 |
| | Rick Mielke | 62 |
| Board of Selectmen for three years. | Georgiana O'Connell | 120 |
| Cemetery Committee for three years. | Linda E. Thorpe | 151 |
| Finance Committee for three years. | Daniel Moriarty | 116 |
| write in candidate | Jed Lipsky | 24 |
| Library Trustee for three years.(2) | Eileen M. Clawson | 145 |
| | John M. Higgins | 141 |
| Moderator for one year. | Mark J.J.Makuc | 164 |
| Parks Commission for three years. | Harold W. Burns Jr. | 141 |
| Planning Board for five years. | Joyce Scheffey | 141 |
| Town Clerk for three years | Barbara B. Swann | 152 |
| Tree Warden for one year. | Roger C. Tryon | 141 |

Article 2. The Town approved the reports of all Officers, Agents and Committees of the Town.

Unanimously

Article 3. The Town raised and appropriated the following sums of money, including appropriation and transfers from available funds to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and Provided for a Reserve Fund for the ensuing year as follows:

100 GENERAL GOVERNMENT
114 Moderator

100

| | | |
|-------|---------------------------|--------------|
| 122 | Selectmen | 5,650 |
| | Selectmen's Secretary | 6,960 |
| | Selectmen's expenses | 1,850 |
| 123 | Procurement | 250 |
| 124 | Temporary Employees | 2,000 |
| 131 | Finance Committee | 1,100 |
| 132 | Reserve Fund | 205,263 |
| 135 | Town Accountant | 7,725 |
| | Accountants Expenses | 500 |
| 141 | Assessors | 3,914 |
| | Assistant Assessor | 11,000 |
| | Assessor's Clerk | 2,833 |
| | Assessor's Expenses | 3,000 |
| | Assessor's Computer | 1,500 |
| 145 | Town Treasurer | 7,354 |
| | Treasurer's Expenses | 1,500 |
| 146 | Tax Collector | 7,354 |
| | Tax Collector Expenses | 3,700 |
| 148 | Bank Charges | 1,000 |
| 151 | Town Counsel | 750 |
| 158 | Printing and Stationery | 4,200 |
| 159 | Town Office Secretary | 22,110 |
| 160 | Town Clerk | 7,319 |
| | Town Clerk Expenses | 1,500 |
| | Town Clerk Education | 500 |
| 162 | Election Expenses | 1,000 |
| 163 | Registration | 350 |
| | Street Listing/Census | 1,800 |
| 171 | Conservation Commission | 500 |
| 175 | Planning Board | 1,300 |
| 176 | Board of Appeals | 1,000 |
| 192 | Meeting Hall | 500 |
| 195 | Town Report | 1,500 |
| 196 | Town Offices | 12,000 |
| 197 | Computer Software Support | <u>5,000</u> |
| TOTAL | | 335,882 |
| 200 | PUBLIC SAFETY | |
| 209 | Constable | 125 |
| 210 | Police Chief | 6,500 |
| | Police Protection | 21,960 |
| | Police Facilities | 1,775 |
| 220 | Fire Protection | 20,000 |
| 240 | Building Inspector | 3,000 |
| 243 | Plumbing Inspector | 1,700 |

| | |
|---------------------------------|----------------|
| 245 Wiring Inspector | 1,700 |
| 247 Animal Inspector | 100 |
| 291 Civil Defense | 500 |
| 292 Animal Control Officer | 1,800 |
| 293 Wildlife Control Expense | 3,000 |
| 296 Tree Warden | <u>4,150</u> |
| TOTAL | 66,810 |
| 300 EDUCATION | |
| 301 School Committee | 600 |
| 310 Schools: Capital | 198,023 |
| Schools: Operating | <u>255,458</u> |
| TOTAL | 454,081 |
| 400 PUBLIC WORKS AND FACILITIES | |
| 422 Highway Maintenance | 114,000 |
| 423 Snow and Sand | 81,200 |
| 424 Public Lightening | 3,150 |
| 426 Highway Capital | 50,000 |
| 427 Machinery and Tools | 20,000 |
| 428 Town Garage | 18,000 |
| 431 S.Berk Waste District | 2,214 |
| 433 Disposal Area | 64,500 |
| 431 Rubbish Collection | 1,500 |
| 491 Cemetery Maintenance | 4,500 |
| 495 Soldier's Graves | <u>550</u> |
| TOTAL | 359,614 |
| 500 HUMAN SERVICES | |
| 510 Board of Health | 1,250 |
| Board of Health Expenses | 400 |
| 511 Sanitary Inspector | 6,000 |
| 522 Visiting Nurse | 1,500 |
| 523 Berkshire Mental Health | 835 |
| 529 Children's Health Program | 1,000 |
| 530 Hospice | 300 |
| 541 Council on Aging | 400 |
| 543 Veteran's Benefits | <u>1,600</u> |
| TOTAL | 13,535 |
| 600 CULTURE AND RECREATION | |
| 610 Library, General | 24,624 |
| Library, Maintenance | 2,500 |
| 630 Park Commission | 18,390 |

| | |
|-----------------------------------|-----------------------|
| 692 Memorial Day | <u>500</u> |
| TOTAL | 46,014 |
| 700 DEBT SERVICE | |
| 710 Debt Service | <u>4,000</u> |
| TOTAL | 4,000 |
| 900 MISCELLANEOUS | |
| 911 Berkshire County Retirement | 17,846 |
| 913 Employment Security | 700 |
| 914 Health Insurance | 33,000 |
| 915 FICA | 7,600 |
| 916 State Board of Retirement | 200 |
| 919 Vacation, Sick Pay, Holiday | 12,940 |
| 945 Bonds and Insurance | <u>46,000</u> |
| TOTAL | 118,286 |
| OPERATING BUDGET | \$1,398,222.00 |
| SPECIAL ARTICLES | 70,601.00 |
| TRANSFER OF FUNDS | 3,634.77 |
| TOTAL BUDGET | \$1,472,457.77 |
| TRANSFER to lower tax levy | 80,000.00 |

Article 4. The Town voted to authorize the Selectmen to set the compensation of individual employees of the Town's Highway Department within the following ranges, beginning July 1, 1992:

| | |
|--------------------------------------|--------------------------------|
| Highway Superintendent: | \$20,000 to \$31,800 per year; |
| Special Skilled Part-Time Employees: | \$12.00 to \$15.40 per hour; |
| Highway Employee Level I: | \$ 9.50 to \$11.80 per hour; |
| Highway Employee Level II: | \$ 5.75 to \$ 9.25 per hour. |

Unanimously

Article 5 The Town voted to transfer from Overlay Surplus the sum of \$2,374 and to raise and appropriate the sum of \$7,851 (amended by majority vote from \$7,426) for the purchase of a sander for the Highway Department.

unanimously

Article 6 The Town voted to raise and appropriate the sum of \$250 for the Southern Berkshire Youth Association. Mr. Thieriot presented the request, noting that the Association has requested financial support from all its member Towns and that the Association has been serving youth ages 6-12 for five years, growing each year. This month they have allied with Hi-Rock YMCA to further serve, especially youth older than 12. Each year they hold a skating party and a pumpkin harvest in Monterey. Many Town children have participated in their art show,

skating parties, baby sitting course, gymnastics, theatre and bike safety day and other programs. They offer scholarships. The Town Meeting voted.

unanimously

Article 7 The Town voted to raise and appropriate the sum of \$19,800 for the purchase and installation of playground equipment. This vote occurred after questions concerning why the playground was not to be built with money raised as in the ice skating rink from private sources rather than taxpayer funds. Other concerns included the need for fencing, supervision and benefits. An amendment to \$10,000 with an understanding that the Parks Commission would raise \$9,800 failed. A second suggestion of smaller amounts over several years also failed. An amendment to delete the proposed location "at Greene Park" passed with one negative vote. The Meeting then voted in favor.

unanimously

Article 8 The Town voted to raise and appropriate \$1,000 for bleachers at Greene Park.

Unanimously

Article 9 The Town voted to raise and appropriate the sum of \$1,000 for Emergency Management Planning.

Unanimously

Article 10 The Town voted to raise and appropriate the sum of \$20,000 for improvements to the Town Offices. Discussion centered around the lack of a master plan for improvements to the Town Offices, that \$37,000 had been raised and appropriated for that purpose already. In reply the Selectmen noted that the Americans with Disabilities Act requires the construction of a ramp, that this money is not specifically earmarked, but that future needs will include insulation and work on the foundation of the building. The Meeting voted in favor.

Unanimously

Article 11 The Town voted to raise and appropriate the sum of \$9,000 for a Town Audit for Fiscal Year 1994.

Unanimously

Article 12 The Town voted to raise and appropriate \$1,700 for a Fire and Gas Inspector.

Unanimously

Article 13 The Town voted to transfer from the Berkshire County Dog Tax Account the sum of \$260.77 in accordance with Mass General Laws Chapter 140 Section 172.

Unanimously

Article 14 The Town voted to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000.

Unanimously

Article 15 The Town voted to raise and appropriate the sum of \$10,000 to be held in the Stabilization Fund.

Unanimously

Article 16 The Town voted to authorize and direct the Assessors to take \$80,000 from available funds to reduce the tax levy for the fiscal year beginning July 1, 1994.

Unanimously

Article 17 The Town voted to pass over an amendment to the Zoning Bylaws regarding replacement of all references to Board of Selectmen with Inspector of Buildings because a public hearing had not been held.

Unanimously

Article 18 The Town voted to approve the following addition to the Town's Bylaws:

"All dwelling units in the Town of Monterey must be identified by the use of house numbers. Numbers must be of suitable size and location so as to easily identify the building and dwelling unit to emergency-response personnel. Where the building is set back from the highway, it is required that the numbers be placed at the end of the drive where they may be easily observed from the highway. Where there is more than one dwelling sharing a common drive, all applicable numbers must be displayed at the end of the drive. It shall be the responsibility of property owners on private roads to erect and maintain signs identifying accepted road names. The Registrars of Voters shall be responsible for maintaining an updated and current house number and road name listing."

The Meeting approved.

Unanimously

Article 19 The Town voted to pass over this article

Unanimously

Article 20 The Town voted to pass over this article.

Unanimously

Article 21 The Town voted to pass over this article.

Unanimously

Article 22 The Town voted to amend creation of a Capital Planning Committee to assign membership of the Committee to the direction of the Selectmen by a vote of 14 to 8. The Town then voted to pass over this article .

13 aye 6 nay

Article 23 The Town voted to amend creation of a Capital Planning Committee to assign membership of the Committee to the direction of the Selectmen by a vote of 14 to 8. The Town then voted to pass over this article by a vote of 13 to 6.

Article 24 The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Selectmen to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Mass General Laws Chapter 44 Section 6A and to issue notes therefor for a period not to exceed two years, and the proceeds from such reimbursement to be applied to discharge the loan.

unanimously

Article 25 The Town voted to authorize the Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1994 and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year.

Unanimously

Article 26 The Town voted to authorize the following Town Boards to appoint any member thereof to another office or position for the term provided by law (if any) and to fix the salary and compensation in accordance with Mass General Law Chapter 41 Section 4A: The Finance Committee, The Planning Board and the Library Trustees.

Unanimously

Article 27 The Town did not vote to appoint any committee or give any officer of the Town instructions.

Unanimously

There being no other business, the meeting adjourned by unanimous vote at 1:13 PM. The polls stayed open until 6:30 PM.

Vital Statistics Report of the Town of Monterey July 1, 1992 - July 1, 1993

Births:

- A boy, Emily Ann and Anson Olds, 7/26/93
- A girl, to Karen and Robert Sawers 7/27/93
- A girl, to Anne and Arthur Engelberger 8/29/93
- A girl, Wendy Alden-Lampro and Wilfred Lampro III 10/15/93
- A girl, to Louis and Timothy Stanton 1/25/94
- A boy, to Lori and Dale Lyman 3/23/94
- A boy, to Bernice Ginette and Herbert Morrissey 3/26/94

Marriages:

- Thomas Morrison and Pamela Jean Gauthier 8/28/93
- Mark Joseph Justin Makuc and Mary Theresa Ram 9/11/93
- Andrew B. Koslow and Amy Rebecca Ratner 5/29/94
- John David Makuc and Cynthia Glory Hendrix 6/4/94

Deaths:

| | | |
|-------------------|-----------------------|----|
| October 7, 1993 | Mary Moses Pearson | 82 |
| January 21, 1994 | Dorothy Belle McFeely | 79 |
| February 13, 1994 | CElia Belove Gottlieb | 84 |

Report on Licenses sold in the Town of Monterey**Fish and Game Licenses:**

| | No. | Gross | Fees |
|---------------------------|------------|-----------------|--------------|
| Resident Fishing | 21 | 262.50 | 10.50 |
| Minor Fishing | 0 | 0 | 0 |
| Resident Age 65 Fishing | 1 | 6.25 | .50 |
| Resident Age 70 Fishing | 2 | 0 | 0 |
| Non-Resident Fishing | 39 | 682.50 | 19.50 |
| Non-Resident 7day Fishing | 4 | 46.00 | 2.00 |
| Resident Trapping | 1 | 20.50 | .50 |
| Duplicate Licenses | 5 | 10.00 | 0 |
| Resident Hunting | 2 | 25.00 | 1.00 |
| Resident Age 65 Hunting | 0 | 0 | 0 |
| Resident Age 70 Hunting | 0 | 0 | 0 |
| Non-Resident Big Game | 4 | 194.00 | 2.00 |
| Non-Resident Small Game | 0 | 0 | 0 |
| Sporting | 15 | 292.50 | 7.50 |
| Sporting Age 65 | 2 | 19.50 | 1.00 |
| Primitive Firearms Stamp | 12 | 61.20 | 1.20 |
| Resident Conservation | 41 | 205.00 | 0 |
| Nonresident Conservation | 47 | 235.00 | 0 |
| TOTAL | 196 | 2,610.75 | 45.70 |

For State**2,565.05****County Dog Tags in Monterey 7/93 - 7/94**

| | No. | Gross | Fees | County |
|------------------|------------|----------------|---------------|---------------|
| Female Dogs | 14 | 140.00 | 10.50 | 129.50 |
| Spayed Females | 74 | 296.00 | 55.50 | 240.50 |
| Male Dogs | 25 | 250.00 | 18.75 | 231.25 |
| Neutered Males | 42 | 168.00 | 31.50 | 136.50 |
| Kennel Licenses | 2 | 40.00 | 1.50 | 38.50 |
| Replacement Tags | 2 | 1.00 | 1.00 | |
| TOTAL | 159 | 1058.00 | 134.50 | 905.25 |

Respectfully submitted,
TOWN CLERK

Barbara B. Swann

REPORT OF THE TOWN TREASURER

| | |
|---------------------------------------|-------------------|
| Beginning Balance | 630,138.33 |
| Receipts | 2,325,774.28 |
| W/Holding | 52,688.20 |
| Payments | (2,377,970.18) |
| Ending Balance | 630,630.63 |
| Non-Interest Bearing Accounts | |
| (Tax Collection) | 27,641.48 |
| Interest bearing Accounts)(2) | 5,159.66 |
| Liquid Investments (8) | 403,739.83 |
| Certificates of Deposit (2) | 168,373.89 |
| Total all Cash and Investments | 630,630.63 |

Respectfully Submitted,
TREASURER
Maryellen A. Brown

REPORT OF THE TREE WARDEN

Monterey had the usual amount of tree work both in emergency tree removals and the pruning of dead and dangerous limbs. The winter of 1994 was cold and snowy but we did not have much wind or ice which causes a lot of tree damage.

Massachusetts Electric was again a help to Monterey in cutting down or pruning dead or dangerous trees that are hazardous to their power lines. Monterey is responsible for the removal and clean up of these trees. We are responsible for the entire cost of dangerous trees that don't pose a danger to the power lines. Mass, Electric also finished an extensive tree trimming project on Rt. 23 and Tyringham Road as far as Lake Garfield. The purpose of this trimming was to make way for taller poles to support a fiber optics cable which has been installed. It was upsetting to me to see the further loss of tree canopy over our highways.

I would like to thank John Owen of Monterey who initiated and undertook the job of raising and planting disease resistant Dutch Elm trees on our highways. The Elms were bought as seedlings. John grew them in his nursery and planted them on the sides of our highways when they reached a height of 3 feet tall. Elms were until the 1960's one of our most common roadside trees. John's efforts will be remembered for a long time to come as we watch these trees grow.

Respectfully Submitted,
TREE WARDEN
Roger Tryon

REPORT OF THE DISTRICT DEPT. VETERAN'S SERVICES

| | District | Town |
|---|--------------|-----------|
| Paid by Towns | 28,565.40 | 1,518.00 |
| Refund from Veterans | 0 | 0 |
| State Reimbursements (75%) DUE | 21,424.04 | 1,138.50 |
| Paid by the Veterans Administration | | |
| Compensations/Pensions | 1,771,224.00 | 69,682.00 |
| Medical Assistance | Included | Included |
| Burial Benefits | Included | Included |
| Grave Markers | 38 | 1 |
| Burial Flags | 38 | 1 |
| Veteran Services Paid for by District Towns | | |
| District Office Cases and Assistance | 780.00 | 35.00 |
| Administrative Budget | 34,403.00 | 1,530.93 |

Respectfully Submitted,

DIRECTOR/AGENT
Arnold A. Hayes

REPORT OF THE VETERANS MEMORIAL COMMITTEE

The committee met several times and finally completed the listing of W.W. II, Korean and Vietnam veterans to be inscribed on the memorial.

We still have a couple of problems to resolve and then we will initiate a fund raising in order to purchase, inscribe and erect the memorial.

It is not our intention to request any funds from the town for this project.

Hopefully, our memorial will be completed by this time next year.

Respectfully Submitted,

Dean P. Amidon, Chairman

REPORT OF THE VISITING NURSE ASSOCIATION

Once again, we at the Berkshire VNA have been pleased to perform home health and Board of Health services for residents of the Town of Monterey. The field of home care is a growing field, primarily because it is patient-focused and considerably less costly than institutional care. In the future, we anticipate a growing need for home health services.

The Berkshire VNA, under the guidance of medical orders from physicians, provides a variety of services for all medically eligible residents regardless of ability to pay. These services include professional community health nursing, home health aide/personal assistants, a variety of rehabilitative therapies, including physical and occupational therapy, medical social services, mental health clinical services, infusion therapy and maternal child health and family health care.

In addition, the Berkshire VNA has been a long-established quality provider of public health services of towns wishing to receive Board of Health services to assist in the tracking and control of communicable diseases. This year, in particular, immunizations have gained increasing attention. The Berkshire VNA administered approximately 3,000 flu immunizations in the past year throughout Berkshire County, as well as pneumovax (pneumonia vaccine) and many of the vaccines utilized for childhood protection. Berkshire VNA has been active in its role in assisting towns to protect town workers against such newly resurfaced medical problems, as tuberculosis and rabies. Our extremely experienced Board of Health Coordinator, Cora Cooney, R.N., has an in depth familiarity with the tracking and management of potential public health hazards, such as giardia, salmonellosis, and other serious communicable diseases. In addition, the serious concern of Cora Cooney and other professional health public health staff is for the welfare of the individual and his family. Therefore, all efforts are focused on assuring full recovery and re-entry into normal, productive lifestyles for those who may have contracted serious infection and illness.

Your Board of Health Services also include screening for blood pressure problems and other potential medical problems.

We at the Berkshire VNA wish to thank members of the Board of Health of Monterey for creating an environment for communication and positive working relationships.

Annual statistics describing our basic services to the Town of Monterey are as follows:

Board of Health

| 1 Clinics | #Sessions | #Attended |
|---|-----------|-----------|
| Blood Pressure | 11 | 94 |
| Immunizations | 0 | 0 |
| Mantoux.Lead Testing | | |
| Camp Keswick | 2 | 28 |
| Influenza Vaccine | 1 | 37 |
| Pneumococcal Vaccine | 2 | 19 |
| 2 Met requirements for notifying Massachusetts Department of Public Health of all reportable diseases | | |

| Other Services | #Sessions | #Patients |
|------------------|-----------|-----------|
| Skilled Nursing | 56 | 11 |
| Physical Therapy | 0 | |

| | |
|---------------------------|--------------------------------------|
| Occupational Therapy | 0 |
| Medical Social Worker | 0 |
| Home Health Aide | 22 |
| Speech Therapy | 0 |
| Maternal and Child Health | (included in skilled nursing visits) |
| Total | 78 |

Also of interest to Monterey residents, free blood pressure screening clinics are held **the third Tuesday** of each month at the **Town Hall**. Immunizations are also offered monthly. Please call 447-BVNA or 1-800-788-BVNA for information. We look forward to seeing you at our clinics, and to another year of service to all residents of Monterey.

Respectfully submitted,
Helen Down Agency Director

REPORT OF THE WILDLIFE CONTROL OFFICER

In the 93-94 fiscal year I responded to 8 Fox , 40 raccoon 4 Porcupine, 1 Woodchuck, and 2 beaver calls. I found that all of the Raccoon calls to be sick animals. Some of the raccoon call were involving dogs that tangled with them of witch there were some quarantined animals. The Fox calls were of both well and sick animals. The foxes were getting into livestock and with the rabies around owners did not want to get their livestock infested. Dogs were also the ones getting the porcupines none of which had rabies. I want to remind all that the rabies is not over and will never leave here. So please be careful with wild animals.

Respectfully submitted,
WILDLIFE CONTROL
Dale Duryea

REPORT OF THE WIRING INSPECTOR

The report of the wiring inspector for the period starting July 1, 1993 to June 30, 1994 is as follows:

Total permits processed were 43 and the total fees received for the period were \$1 280.00.

I am happy to report that no electrical fires were reported to this office during this Period of time.

I wish to thank Michael Leining for his support and insight as Alternate Inspector of Wires

Respectfully Submitted,
INSPECTOR OF WIRES

Robert

Notes:

Notes:

TELEPHONE DIRECTORY

Local Emergency Numbers—

| | |
|---|----------|
| To report a FIRE | 528-1932 |
| EMT's (Emergency Medical Technicians) | 528-1932 |
| POLICE—Local | 528-3211 |
| State | 243-0600 |
| AMBULANCE | 528-3900 |
| Fairview HOSPITAL | 528-0790 |

| Department | Calls to | Telephone |
|---|-----------------------------------|-----------|
| Aging, Council on | Jan Aerie | 528-0278 |
| Arts Council | John Humphrey | 528-9685 |
| Assessors | | 528-6481 |
| Birth, Marriage, Death Certificates | Town Clerk | 528-5175 |
| Building Inspector | Carleton Anderson | 528-4949 |
| Cemeteries | Linda Thorpe | 528-2164 |
| Children's Health Program | | 528-9311 |
| Civil Defense | Tom Gillis | 528-9544 |
| Conservation Commission (wetlands procedures) | Fred Vorck | 528-3653 |
| Disposal Area | | 528-2275 |
| Dog Officer | Martin Clarke | 528-6694 |
| Gas Inspector | Ray Tryon | 528-2982 |
| Health, Board of | | 528-1443 |
| Highways, Town Shed | | 528-1734 |
| Library | | 528-3795 |
| Licenses — Dog, Fishing and Hunting | Town Clerk | 528-5175 |
| Parks/Skating Rink | | 528-1573 |
| Planning Board | | 528-1443 |
| Plumbing Inspector | Robert O. Hammer | 528-2709 |
| Post Office | Walter Parks, Postmaster | 528-4670 |
| Schools (Southern Berkshire Regional School District: Superintendent | Thomas A. Consolati | 229-8778 |
| | Monterey Kindergarten | 528-3893 |
| | Mt. Everett, Sheffield | 229-8731 |
| | New Marlborough, Mill River | 229-8867 |
| School Committee | Donna Burkhardt | 528-1164 |
| Selectmen | | 528-1443 |
| Tax Collector | Henry Makuc | 528-0150 |
| Town Offices | | 528-1443 |
| Treasurer | Maryellen Brown | 528-1443 |
| Tree Warden | Roger Tryon | 528-4091 |
| Veterans' Services | Arnold Hayes | 528-1580 |
| Visiting Nurse Association | | 528-0130 |
| Voting — Registration, Absentee Ballots | Town Clerk | 528-5175 |
| Welfare Agent | | 528-2200 |
| Wildlife Control Officer | Dale Duryea | 528-9335 |
| Wiring Inspector | Robert Clausen | 528-2067 |

TOWN SEAL DESIGNED BY EDITH L. WILSON

ANNUAL REPORT

OF THE

OFFICERS OF THE TOWN OF



MONTEREY
MASSACHUSETTS

FOR THE FISCAL YEAR
1994-1995

**TOWN OF MONTEREY
BERKSHIRE COUNTY
COMMONWEALTH OF MASSACHUSETTS**

Established: 1735 (as Tyringham)
Incorporated as a town: April 12, 1847
Land area: 26.55 square miles
Location: Southwestern Massachusetts; bordered on the north by Tyringham; on the east by Otis; on the southeast by Sandisfield; on the south by New Marlborough; and on the west by Great Barrington..
Main roads: Route 23 and Route 57
Topographical features: Elevations range from 920 to 2,160 feet above mean sea level. Rough and stony soil with a belt of good texture loam. The Konkapot Brook runs through the town. There are two lakes: Garfield and Buel.

Regular Meeting Schedules: (*Town Offices are located on Main Road in the Town Hall/ Monterey Grange #291 building.*)

Assessors Board of — second and fourth Wednesday of each month 8:00 p.m.

Conservation Commission — second Monday of each month, 7:30 p.m.

Finance Committee — third Tuesday of each month, 7:30 p.m.

Health, Board of — Mondays 7:00 p.m.

Library Trustees — second Wednesday of each month except July, August and December, 4:15 p.m. at the Library.

Park Commission — first Thursday of each month, 7:00 p.m.

Planning Board — second Thursday of each month, 7:00 p.m.

Roads and Machinery Committee — as needed.

School Committee — alternate Thursdays, 7:30 p.m. at Mt. Everett Regional School Sheffield.

Selectmen Board of — Mondays, 7:30 p.m. If Monday is a legal Massachusetts holiday meetings will be on Tuesday.

Regular Office Hours:

Assessors' Clerk — Tuesday 10:00 a.m.-2:00 p.m.

Tax Collector—Monday and Thursday, 7:00-9:00 p.m., home office.

Town Clerk—Saturday 9:30 a.m.-12:00 p.m., Town Offices.

Town Offices—Monday Tuesday Thursday Friday 8:00 a.m.-4:00p.m.; Wednesday 8:00 a.m.-noon.

Gun Permits: From Police Chief first Saturday of each month 9:00-10:00 a.m. in Town Offices.

Disposal Area (sticker available at Town Offices):

Summer hours (Daylight Savings)

Sunday 10:00 a.m.-6:00 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Winter:

Sunday 10:00 a.m.-4:30 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Library: Monday 7:00 p.m.- 9:00 p.m.
Tuesday 9:30 a.m.-12:00 noon
Wednesday 3:00 p.m.- 5:00 p.m.

Saturday 9:30 a.m.- 12:00 noon
7:00 p.m.- 9:00 p.m.

Annual Report

OF THE

OFFICERS OF THE TOWN OF

MONTEREY

MASSACHUSETTS



FOR THE YEAR
1994-1995

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ELECTED TOWN OFFICERS

| | | |
|--|---------------------------------------|------|
| Board of Appeals (5 years) | Robert M. Gauthier | 1996 |
| | Peter S. Murkett, <i>Clerk</i> | 1997 |
| | Peter S. Vallianos, <i>Vice Chair</i> | 1998 |
| | Dean P. Amidon | 1999 |
| | Cynthia M. Weber | 2000 |
| Board of Assessors (3 years) | Peter S. Vallianos | 1996 |
| | Gary Shaw, <i>Clerk</i> | 1997 |
| | Gerry Shapiro, <i>Chair</i> | 1998 |
| Cemetery Committee (3 years) | Florence G. Brown | 1996 |
| | Linda E. Thorpe, <i>Chair</i> | 1997 |
| | Rudolph J. Gero | 1998 |
| Constable (3 years) | Raymond W. Tryon | 1998 |
| Finance Committee (3 years) | Greta S. Cherneff, <i>Chair</i> | 1996 |
| | Daniel Moriarty | 1997 |
| | Andrea C. Dunlop | 1998 |
| Library Trustees (3 years) | Laurie P. Shaw | 1996 |
| | Linda Thorpe | 1996 |
| | Eileen M. Clawson | 1997 |
| | John M. Higgins, <i>Chair</i> | 1997 |
| | Anne M. Makuc | 1998 |
| | William Marsh | 1998 |
| Moderator (1 year) | Mark J.J. Makuc | 1996 |
| Park Commission (3 years) | R. Thomas Rosenthal | 1996 |
| | Howard W. Burns, Jr. | 1997 |
| | James J. Thomas | 1998 |
| Planning Board (5 years) | M. Maggie Leonard | 1996 |
| | Fred Chapman ¹ | 1996 |
| | Wayne Burkhardt, <i>Chair</i> | 1998 |
| | Joyce Scheffey | 1999 |
| | Gerry Shapiro | 2000 |
| Board of Selectmen | Stefan Grotz | 1996 |
| | Georgiana C. O'Connell | 1997 |
| | Peter S. Brown | 1998 |
| Southern Berkshire Regional School District Committee (two-year term for a maximum of three terms) | Donna B. Burkhardt | 1996 |
| Tax Collector (3 years) | Henry J. Makuc | 1998 |
| Town Clerk (3 years) | Barbara B. Swann | 1997 |
| Town Treasurer (3 years) | Patricia K. Schoonmaker | 1998 |
| Tree Warden (1 year) | Roger C. Tryon | 1996 |

¹7/24/95 appointment to fill unexpired 1997 term

APPOINTED TOWN OFFICERS

| | | |
|--|---|---------|
| Berkshire County Regional Planning Commission | Wayne Burkhart, <i>Delegate</i> | |
| Board of Appeals, Alternates <i>(two members for a term of five years)</i> | John A. Ryder | 2000 |
| | Mark J.J. Makuc | 2000 |
| Board of Health | Stefan Grotz, <i>Chair</i> Georgiana C. O'Connell Peter S. Brown | |
| Capital Highway Improvement Committee | Dean P. Amidon Peter S. Brown Raymond W. Tryon | |
| Care of Soldiers' Graves | Arnold A. Hayes | |
| Civil Defense Co-Directors | Peter S. Brown Thomas F. Gillis | |
| Computer Coordinator | Stephen R. Bohn | |
| Conservation Commission <i>(three year term)</i> | Christopher Blair | 1996 |
| | Conrad Ohman | 1996 |
| | Raymond W. Tryon | 1997 |
| | Howard W. Burns | 1997 |
| | Muriel Lazzarini | 1997 |
| | Eric Montgomery | 1998 |
| | Richard E. Nault | 1998 |
| Council on Aging <i>(three year term)</i> | Edward Dunlop | 1996 |
| | Pauline Nault | 1996 |
| | Shirley Olds | 1996 |
| | Leonard J. Weber | 1996 |
| | Robert Rausch | 1997 |
| | Cynthia M. Weber | 1998 |
| Cultural Council <i>(members to serve not more than three two year terms)</i> | Maureen Banner (94) | 1/3/96 |
| | Jason Brown (94) | 1/3/96 |
| | John Humphrey (90) | 1/3/96 |
| | Nancy Kolodner | 10/2/97 |
| | Lindsay Pontius (94) | 1/3/96 |
| | Cathy Roth (95) | 9/18/97 |
| | Julie Shapiro, <i>Chair</i> (94) | 1/3/96 |
| Data Processing Coordinator | Peter S. Brown | |
| Dog Officer/Pound Keeper | Martin T. Clark | |
| Election Officers | Grace I. Burke (D) Virginia B. Funk (D) Jane Kessler (Ind.) Jane Thorn (R) | |
| Election Officers, Assistant | Ruth Champigny (D) Barbara J. Tryon (R) | |
| Emergency Management Director | Raymond W. Tryon | |

| | | |
|------------------------------------|---|------|
| Fence Viewer | Ernest F. Heath | |
| Field Drivers | Ernest F. Heath Kenneth R. Heath Sr. | |
| Fire Department | Raymond W. Tryon, <i>Chief</i> Leigh R. Tryon, <i>Asst. Chief</i> Dan Andrus, <i>Lieutenant</i> | |
| | Patricia A. Andrus | EMT |
| | Thomas E. Andrus | |
| | Edward Briggs | |
| | Paul Bynack | EMT |
| | Maynard A. Forbes | |
| | James Halleck | |
| | Fran Huberman | EMT |
| | Steve Landry | |
| | Harlan Lanoue | |
| | John Makuc | |
| | Mark Makuc | |
| | Paul Makuc | |
| | Michael Marcus, <i>Medical Officer</i> | EMT |
| | Patrick Sheridan | |
| | Scott Sheridan | |
| | Warren Thomson | |
| | Linda Thorpe | |
| | Shawn Tryon, <i>Junior Member</i> | |
| | Brook Walsh | |
| Gas Inspector | Raymond W. Tryon | |
| Harbormaster | Dean P. Amidon | |
| Highway Superintendent | Donald Amstead, Jr. | |
| Historical Commission | Barbara J. Tryon | 1996 |
| (three year term) | Barbara B. Swann | 1997 |
| | Anne M. Makuc | 1998 |
| | Cynthia M. Weber | 1998 |
| Inspector of Animals | Richard D. Tryon | |
| Inspector of Animals, Assistant | Dale Duryea | |
| Inspector of Buildings | Carleton K. Anderson | |
| Inspector of Buildings, Alternate | Thomas F. Gillis | |
| Inspector of Wires | Robert Clausen | |
| Inspector of Wires, Alternates | Michael Leining Joseph Wirth | |
| Materials Recycling Facility (MRF) | Susanna Leigh | |
| (Advisory Board Representative) | | |
| 9-1-1 Coordinator | Peter S. Brown | |
| Plumbing Inspector | Robert O. Hammer | |
| Police Department | Gareth Backhaus, <i>Chief</i> Rita Backhaus, <i>Officer</i> | |

| | | |
|---|---|------|
| | Jeffrey Bynack, <i>Officer</i> | |
| | Daren S. Fitzpatrick, <i>Officer</i> | |
| | Robert K. Fredsall, Jr., <i>Officer</i> | |
| | Todd M. Moriarty, <i>Officer</i> | |
| | Walter Nourse, <i>Officer</i> | |
| | Harry Vickerman, <i>Crossing Guard</i> | |
| Procurement Officer | Maryellen A. Brown | |
| Registrars of Voters | Fran Amidon (R) | 1996 |
| | Barbara B. Swann, <i>Chair</i> (D) | 1997 |
| | Vivian R. Bynack (D) | 1997 |
| | Joan Brown (R) | 1998 |
| Registrars of Voters, Assistant | Dean P. Amidon (R) | |
| | Patricia A. Amstead (D) | |
| | Jane Bohn (Ind). | |
| | Shelley Bynack (D) | |
| | Cynthia M. Weber (D) | |
| Salary Committee | James H. Bracken, <i>Chair</i> | 1998 |
| | Jane S. Kessler | 1998 |
| | Walter Parks | 1998 |
| | Barbara J. Tryon | 1998 |
| Sanitary Inspector | Peter J. Kolodziej | |
| Secretary to Board of Selectmen | Judith Kales | |
| Solid Waste Committee | Wayne Burkhart, <i>Co-Chair</i> | |
| | Joyce B. Scheffey <i>Co-Chair</i> | |
| | Rudolph (Rudy) J. Gero | |
| | Bill Kopetchny | |
| | Robert Thieriot | |
| Southern Berkshire Regional School District Student Health Liaison | Agnes Pizzichemi-Bourke | |
| Southern Berkshire Solid Waste Management District | Wayne Burkhart, <i>Delegate</i> | |
| | Joyce B. Scheffey, <i>Alternate</i> | |
| Tax Collector, <i>Deputy</i> | Charles W. Seiger, Jr. | |
| Town Accountant (<i>three year term</i>) | Barbara A. Gauthier | 1998 |
| Town Clerk, <i>Deputy</i> | Linda Thorpe | |
| Town Counsel | Hugh C. Cowhig | |
| Town Office Secretary | Maryellen A. Brown | |
| Town Report Committee | Peter S Brown | |
| | M. Maggie Leonard | |
| | Barbara B. Swann | |
| Veterans' Agent | Albert J. Adams | |
| Veterans Memorial Committee | Dean P. Amidon | |
| | Frank D'Amato | |
| | Arnold A. Hayes | |
| | Georgiana C. O'Connell | |
| | Raymond W. Tryon | |

| | |
|--------------------------|------------------|
| Warden | Raymond W. Tryon |
| Warden, <i>Deputy</i> | Linda Thorpe |
| Wildlife Control Officer | Dale Duryea |

N.B. All appointments are for the period July 1, 1995, to June 30, 1996, unless otherwise indicated (in which case, appointments terminate on June 30 of specified year).

APPOINTED/ELECTED BY OTHER BOARDS

Assessor, Assistant (*Appointed by Assessors*) Harry L. Gustafson , Jr.

Assessor's Clerk (*Appointed by Assessors*) Patricia Amistead

| | |
|---|-----------------|
| Assessor's Representative to Lake Buel District (<i>Appointed by Assessors</i>) | Peter Vallianos |
|---|-----------------|

| | |
|---|-------------------|
| Berkshire County Regional Planning Commission Delegate (<i>Elected by Planning Board</i>) | Joyce B. Scheffey |
|---|-------------------|

WARRANT

WARRANT COMMONWEALTH OF MASSACHUSETTS COUNTY OF BERKSHIRE, ss. TOWN OF MONTEREY

To: Raymond W. Tryon, Constable of the Town of Monterey in the County Berkshire,

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in the elections and Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Saturday, May 6, 1995, at 9:00 o'clock in the morning, then and there to act on the following articles:

Article 1. To bring in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town:

One member of the Board of Appeals for five years. One member of the Board of Assessors for three years. One member of the Board of Selectmen for three years. One member of the Cemetery Committee for three years. One Constable for three years. One member of the Finance Committee for three years. Two Library Trustees for three years. One Moderator for one year. One member of the Park Commission for three years. One member of the Planning Board for five years. One member of the Southern Berkshire Regional School District Committee for two years. One Tax Collector for three years. One Town Treasurer for three years. One Tree Warden for one year.

Shall the Town of Monterey be allowed to exempt from the provisions of Proposition 2 1/2, so called, the amount required to pay for the bond(s) issued in order to purchase a new fire truck?

Yes_____ No_____

Article 2 To hear and act on the reports of all Officers, Agents and Committees of the Town.

Article 3 To see if the Town will raise and appropriate certain sums of money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees debt and interest

| | | FY 95 | 96 RECOMMENDED |
|------|---------------------------|----------------|--------------------------------|
| | | BUDGET | by Fin. Comm. and Selectmen |
| #100 | <u>GENERAL GOVERNMENT</u> | | |
| #114 | Moderator | 100 | 75 |
| #122 | Selectman | 5,650 | 5,650 |
| | Selectmen's Sec'y | 6,960 | 7,148 |
| | Selectmen's Exp. | 1,850 | 1,900 |
| #123 | Procurement | 250 | 0 |
| #124 | Temporary Employees | 2,000 | 2,050 |
| #131 | Finance Committee | 1,100 | 600 |
| #132 | Reserve Fund | 20,000 | 0 |
| #135 | Town Accountant | 7,725 | 7,934 |
| | Accountant's Expenses | 500 | 500 |
| #141 | Assessors | 3,914 | 4,000 |
| | Assistant Assessor | 11,000 | 11,650 |
| | Assessor's Clerk | 2,833 | 2,833 |
| | Assessor's Expenses | 3,000 | 10,000 |
| #144 | Assessor's Computer | 1,500 | 3,100 |
| #145 | Town Treasurer | 7,354 | 7,553 |
| | Treasurer's Expenses | 1,500 | 1,500 |
| #146 | Tax Collector | 7,354 | 7,553 |
| | Tax Collector Expenses | 3,700 | 4,200 |
| | Tax Collector-Computer | | 1,700 |
| #148 | Bank Charges | 1,000 | 1,000 |
| #151 | Town Counsel | 750 | 1,000 |
| #152 | Printing & Stat | 4,200 | 4,300 |
| #159 | Town Office Sec'y | 22,110 | 22,707 |
| #161 | Town Clerk | 7,319 | 8,500 |
| | Town Clerk Exp. | 2,000 | 2,300 |
| #162 | Election Expenses | 1,000 | 1,200 |
| #163 | Registration | 350 | 350 |
| | Street Listing/Census | 1,800 | 2,000 |
| #171 | Conservation Commission | 500 | 500 |
| #175 | Planning Board | 1,300 | 1,300 |
| #176 | Board of Appeals | 1,000 | 1,000 |
| #192 | Meeting Hall | 500 | 620 |
| #195 | Town Report | 1,500 | 1,600 |
| #196 | Town Offices | 12,000 | 12,300 |
| #197 | Comp. Soft ware & Support | <u>5,000</u> | <u>5,000</u> |
| | | 150,619 | 145,623 |
| #200 | <u>PUBLIC SAFETY</u> | | |
| #209 | Constable | 125 | 125 |
| #210 | Police Chief | 6,500 | 6,676 |
| | Police Protection | 21,960 | 21,960 |
| #212 | Police Facilities | 1,775 | 3,000 |

| | | 96 RECOMMENDED |
|------|--------------------------------------|----------------------|
| | FY 95 | by Fin. Comm. |
| | <u>BUDGET</u> | <u>and Selectmen</u> |
| #220 | Fire Protection | 20,000 |
| #222 | 911 Sys. Street Listing | 0 |
| #240 | Building Inspector | 3,100 |
| #243 | Plumbing Inspector | 1,750 |
| #244 | Fire & Gas Inspector | 1,750 |
| #245 | Wiring Inspector | 1,750 |
| #247 | Animal Inspector | 100 |
| #291 | Civil Defense | 500 |
| #292 | Animal Control Officer | 1,800 |
| #293 | Wildlife Control Expense | 1,000 |
| #296 | Tree Warden | <u>4,150</u> |
| | 68,510 | 67,661 |
| #300 | <u>EDUCATION</u> | |
| #301 | School Committee | 600 |
| #310 | Schools: Capital | 193,830 |
| | Schools: Operating | <u>552,524</u> |
| | 678,295 | 746,954 |
| #400 | <u>PUBLIC WORKS & FACILITIES</u> | |
| #422 | Highway Maintenance | 117,078 |
| #423 | Snow & Sand | 83,392 |
| #424 | Public Lighting | 3,150 |
| #426 | Highway Capital | 50,000 |
| #427 | Machinery & Tools | 20,000 |
| #428 | Town Garage | 18,000 |
| #431 | S. Berk Waste District | 2,415 |
| #433 | Disposal Area | 64,500 |
| #434 | Rubbish Collection | 1,500 |
| #491 | Cemetery Maintenance | 4,500 |
| #495 | Soldier's Graves | <u>550</u> |
| | 359,614 | 365,085 |
| #500 | <u>HUMAN SERVICES</u> | |
| #510 | Board of Health | 1,250 |
| #510 | Board of Health Expenses | 400 |
| #511 | Sanitary Inspector | 8,000 |
| #522 | Visiting Nurse | 1,500 |
| #523 | Berkshire Mental Health | 835 |
| #529 | Children's Health Prog. | 1,000 |
| #530 | Hospice | 550 |
| #531 | SBYA | 250 |
| #541 | Council on Aging | 400 |
| #543 | Veteran's Benefits | 1,600 |
| #549 | Construct | <u>250</u> |
| | 13,285 | 16,035 |

96 RECOMMENDED

FY 95
BUDGET by Fin. Comm.
and Selectmen

#600 CULTURE & RECREATION

| | | | |
|------|---------------------|---------------|---------------|
| #610 | Library General | 24,624 | 25,240 |
| | Library Maintenance | 2,500 | 2,500 |
| #630 | Park Commission | 16,400 | 18,900 |
| #692 | Memorial Day | <u>500</u> | <u>500</u> |
| | | 44,024 | 45,144 |

#700 DEBT SERVICE

| | | | |
|------|--------------|--------------|--------------|
| #710 | Debt Service | <u>4,000</u> | <u>4,000</u> |
| | | 4,000 | 4,000 |

#900 MISCELLANEOUS

| | | | |
|------|-----------------------------|----------------|----------------|
| #911 | Berkshire County Retirement | 17,846 | 15,724 |
| #913 | Employment Security | 700 | 700 |
| #914 | Health Insurance | 33,000 | 34,650 |
| #915 | FICA | 7,600 | 7,600 |
| #916 | State Board of Retirement | 200 | 200 |
| #919 | Vacation, Sick & Holiday | 12,940 | 13,289 |
| #945 | Bonds and Insurance | <u>46,000</u> | <u>46,000</u> |
| | | 118,286 | 118,163 |

| | | |
|-------------------------------|------------------|------------------|
| TOTAL OPERATING BUDGET | 1,437,133 | 1,508,661 |
| SPECIAL ARTICLES TOTAL | 74,376 | 342,248 |
| TOTAL BUDGET | 1,511,509 | 1,850,909 |

Article 4 To see if the Town will vote to authorize the Selectmen to set the compensation of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1995:

| | |
|-------------------------------------|--------------------------------|
| Highway Superintendent | \$20,000 to \$32,633 per year; |
| Special Skilled Part-Time Employees | \$12.00 to \$15.82 per hour; |
| Highway Employee Level I | \$ 9.50 to \$12.12 per hour |
| Highway Employee Level II | \$ 5.75 to \$9.50 per hour; |

or take any other action relative thereto.

Article 5 To see if the Town will vote to raise and appropriate the sum of \$10,000 to be held in the Stabilization Fund, or take any other action relative thereto.

Article 6 To see if the Town will vote to authorize and direct the Assessors to take \$40,000 or any other sum from available funds to reduce the tax levy for the fiscal year beginning July 1, 1995, or take any other action relative thereto.

Article 7 To see if the Town will vote to transfer from Overlay Surplus to the Reserve Fund the sum of \$20,000 or any other sum, or take any other action relative thereto.

Article 8 To see if the Town will vote to raise and appropriate the sum of \$2,757 or any other sum for the Berkshire County Sheriff's Communications Center User Cost, or take any other action relative thereto.

Article 9 To see if the Town will vote to raise and appropriate the sum of \$16,000 or any other sum for the purchase of a wing for the Highway Department's grader, or take any other action relative thereto.

Article 10 To see if the Town will vote to raise and appropriate the sum of \$263,000 for the purchase of a fire truck and to determine whether the appropriate sum therefor will be provided from the Stabilization Fund, and/or from borrowing, and/or from taxation, or any combination thereof, or take any other action relative thereto.

Article 11 To see if the Town will vote to authorize the Selectmen to sell the 1976 Farra fire engine by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Board of Selectmen, or take any other action relative thereto.

Article 12 To see if the Town will vote to transfer from the Berkshire County Dog Tax Account the sum of \$240.91 or any other sum to the Library Appropriation Account, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172, or take any other action relative thereto.

Article 13 to see if the Town will vote to raise and appropriate the sum of \$6,000 or any other sum to meet the requirements of the Americans with Disabilities Act for access to the Monterey Library building, or take any other action relative thereto.

Article 14 To see if the Town will vote to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000 or any other sum, or take any other action relative thereto.

Article 15 To see if the Town will vote to raise and appropriate the sum of \$3,000 or any other sum for the Town's share in a regional collection of household hazardous waste to be coordinated by the Southern Berkshire Solid Waste Management District, or take any other action relative thereto.

Article 16 To see if the Town will vote to raise and appropriate the sum of \$20,000 or any other sum for improvements to the Town Offices, or take any other action relative thereto.

Article 17 To see if the Town will vote to raise and appropriate the sum of \$250 or any other sum to assist in the costs of child care incurred by members of Town Boards or Committees while engaged in official Town business, to cover the cost of designated child care during Annual Town Meeting, and to be considered for inclusion in the regular operating budget at the next Annual Town Meeting, or take any other action relative thereto.

Article 18 To see if the Town will vote to amend the May 18, 1953, Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph:

g) Each Committee members's vote shall be weighted so as to reflect the ratio that the Committee member's town population bears to the total district population, based on the most recent official town census of each member town as of April 15, 1995, and adjusted annually thereafter, based on the annual town census. If any town is represented by more than one Committee member, the weighted vote shall be divided equally among the Committee members of such town. Such weighted voting shall become effective at the 1995 Annual School Committee Organizational Meeting and shall automatically terminate at the 1997 Annual School Committee Organizational Meeting unless extended by majority vote in all member towns at their annual town meetings in 1997. If not so extended, each Committee member shall be entitled to one vote, beginning with the 1997 Annual School Committee Organizational Meeting.

Yes_____ No_____

Article 19 To see if the Town will vote to approve the following addition to the Town's bylaws:

ARTICLE XXV NON-CRIMINAL DISPOSITION

The Town of Monterey hereby accepts the provisions of Massachusetts General Laws Chapter 40, Section 21D, as an enforcement procedure to be used as an alternate to the enforcement of its bylaws and regulations as currently specified.

The following bylaw articles may be enforced by M.G.L. Chapter 40, Section 21D:

Article V, Unregistered or Dilapidated Motor Vehicles

Penalty: \$10

Enforcing agent: Police Officers.

Article VI, Solicitor's Permits Penalty:

\$20

Enforcing agent: Police Officers.

Article VIII, Regulation of Motor Boats (Sections 1 to 5)

Penalty: \$20 to \$50

Enforcing agent: Local and state enforcement officers, Harbormasters and/or other Town officials designated and authorized by the Board of Selectmen.

Article IX, Earth Removal

Penalty: 1st offense: \$ 50

2nd offense: \$100

3rd offense: \$200

Enforcing agent: Police Officers or Inspector of Buildings.

Article X, Mandatory Recycling

Penalty: \$25

Enforcing agent: Police Officers.

Article XII, Dog Restraint Penalties:

Section 1: \$15

Section 2: \$10

Enforcing agent: Dog Officer or Police Officers.

Article XIII, Alarm Systems

Penalties for false alarms:

1) Police Alarms

1st offense: no penalty

2nd offense: \$ 50 3rd offense: \$100

2) Fire Alarms

1st offense: no penalty

2nd offense: \$100

3rd offense: \$200

Enforcing agent: Fire Chief or Police Officers.

or take any other action relative thereto.

Article 20 To see if the Town will vote to amend the Zoning Bylaw Section VIII.A. Enforcement by striking the words “shall be administered and enforced by the Board of Selectmen” and inserting “shall be administered and enforced by the Inspector of Buildings under the supervision of the Board of Selectmen”; and

to amend the Zoning Bylaw Section VIII.B.1.a. by striking the words “The Board of Selectmen” and inserting “The Inspector of Buildings”; and

to amend the Zoning Bylaw Section VIII.B.1.b. by striking the words “the Board of Selectmen” and inserting “the Inspector of Buildings”; and

to amend the Zoning Bylaw Section VIII.B.1.d. by striking the words “The Board of Selectmen” and inserting “The Inspector of Buildings” and by striking the words “Selectmen or their representative” and inserting “Inspector of Buildings”; and

to amend the Zoning Bylaw Section IV.B.2.1.1. by striking the words “the Board of Selectmen”; and

to amend the Zoning Bylaw Section IV.E.2.a. by striking the words “The Board of Selectmen” and inserting “The Inspector of Buildings.”

or take any other action relative thereto.

Article 21 To see if the Town will vote to amend the Zoning Bylaw Section VIII.A. Enforcement by striking the entire subsection and inserting the following:

SECTION VIII.A. Enforcement

1. This Protective Bylaw shall be administered and enforced by the Inspector of Buildings under supervision of the Board of Selectmen. Anyone violating any of the provisions of this Bylaw may be fined not more than two hundred dollars (\$200) for each offense. Each day that such violation continues may constitute a separate offense.

2. In addition to the procedures for enforcement as described above, the provisions of this Protective Bylaw may also be enforced, by the Inspector of Buildings and the police, by non-criminal complaint pursuant to the provisions of M.G.L. Chapter 40, Section 21D. Each day on which a violation exists may be deemed to be a separate offense. The penalty for violation of any provisions of this bylaw shall be: \$25.00 for the first offense; \$50.00 for the second offense; \$100.00 for the third offense; and \$200.00 for the fourth and each subsequent offense. or take any other action relative thereto.

Article 22 To see if the Town will vote to amend the Town Bylaws by adding Section 4 to Article X, Solid Waste Management, as follows:

Section 4. Each household, including the tenants thereof, which uses the Town's Solid Waste Facility, shall apply every fiscal year for a permit for use of said facility. Every business which uses the facility shall apply for a separate business permit for use of the facility. Every commercial hauler shall apply for a Hauler's Permit. Permits will be issued according to terms established by the Board of Selectmen and the Solid Waste Committee, and will include thereon the vehicle plate number for which the permit is granted.

Users of the facility without a permit will be subject to fines under the provisions of M.G.L. Chapter 40, Section 21D, of no less than \$25 per violation and no more than \$300 per fiscal year. or take any other action relative thereto.

Article 23 To see if the Town will vote to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1995, pursuant to Massachusetts General Laws Chapter 44, Section 53F, or take any other action relative thereto.

Article 24 To see if the Town will vote to approve the following:

"The Board of Selectmen shall refer to itself, and the General Bylaws and all Rules and Regulations of the Town shall refer to the Board of Selectmen, as the Select Board, but, in such case, it shall continue to function as the Board of Selectmen as that term is used in the General Laws and shall have all the powers and perform all the duties of the Board of Selectmen under the General Laws, any special laws applicable to the Town, including the representative town meeting act, the General Bylaws and the Zoning Bylaws of the Town

Article 25 To see if the Town will vote to authorize and direct the Board of Selectmen to appoint a Salary Committee for a term of no less than three years, said committee to be responsible for reviewing, recommending and reporting each year to the Board of Selectmen and Finance Committee the salaries and wages for each position of the Town, whether elected or appointed, or take any other action relative thereto.

Article 26 To see if the Town will vote to authorize and direct the Board of Selectmen to establish a quarterly meeting, announced in advance and open to the public, consisting of at least one representative from each Town committee or board to coordinate current and future Town needs and activities, or take any other action relative thereto.

Article 27 To see if the Town will vote to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1996, pursuant to Massachusetts General Laws Chapter 44, Section 53F, or take any other action relative thereto.

Article 28 To see if the Town will vote to allow the Treasurer to use available funds in the Treasury or, with the approval of the Selectmen, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan, or take any other action relative thereto.

Article 29 To see if the Town will vote to authorize the Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1995, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17, or take any other action relative thereto.

Article 30 To see if the Town will vote to authorize any Town Board to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A, or take any other action relative thereto.

Article 31 To see if the Town will vote to appoint any committee or officers and give them or any officer of the Town instructions, authority or indemnity thought best, or take any other action relative thereto.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting. Given under our hands and the seal of the Town of Monterey this 10th day of April, 1995.

Respectfully Submitted

Peter S. Brown, *Chair*

Stephan Grotz

Georgiana C. O'Connell

Pursuant to the within Warrant, I have this day April 11, 1995, notified and warned the inhabitants of the Town of Monterey in accordance with the Town Bylaws and the general Laws of the Commonwealth of Massachusetts

Raymond W. Tryon, *Constable*

REPORTS of TOWN BOARDS and COMMITTEES

REPORT OF THE ANIMAL CONTROL OFFICER

I hereby submit the report covering the activities of this Department from
7/1/94– 6/30/95/

| | |
|---|----|
| Number of dog complaints | 38 |
| Number of requests for locating lost dogs | 16 |
| Number of nuisance dog complaints | 8 |
| Number of dog bites reported to this Department | 4 |
| Number of dogs killed by motor vehicles | 2 |
| Number of dogs placed in homes or destroyed | 6 |
| Number of nuisance animals | 6 |

Respectfully Submitted,

Martin T. Clark
Animal Control Officer

REPORT OF THE BOARD OF APPEALS

The Monterey Board of Appeals strives to treat all applicant's petitions fairly. During the open hearing, the board members sift through the testimony they hear, glean input from the letters received, and query those present for specific information. Once the board has the facts of the case they deal with the criteria set out in the Monterey Bylaw. If any specific provisions are not met, the application would have to be denied. Anyone who attends these meetings knows that the fact finding process is open and fair. We try to be open minded and not make a decision first and find reasons afterward. The present board has a mix of backgrounds that blend effectively to walk the line between the written law and individual rights. The following cases were dealt with in Fiscal Year '95:

1. Eric & Holly Montgomery, Special Permit granted, August, 1994.
2. Herbert & Carol Heimann, Special Permit granted, September, 1994
3. Burton Simon, Variance granted, December, 1994
4. George Crocco, Variance denied, January, 1995
5. Elizabeth Hulit, Special Permit granted, January 30, 1995

Respectfully submitted

Robert Gauthier, *Clerk*

REPORT OF THE BOARD OF ASSESSORS

Fiscal Year 1995
(July 1, 1994 - June 30, 1995)

| | |
|---|-----------------------|
| Appropriations | \$1,562,021.77 |
| Other Local Expenditures | |
| Total Cherry Sheet Offset | 1,749.00 |
| District Department of Veterans' Services | 1,557.72 |
| Berkshire County Regional Planning | |
| Commission | 359.67 |
| County Tax and Assessment | 24,072.00 |
| Allowance for Abatements and Exemptions | <u>34,090.43</u> |
| Gross Amount to Be Raised | \$1,623,850.59 |
| Total Estimated Receipts and Available Funds | 390,313.77 |
| Total Taxes Levied on Property | |
| Real Estate Tax | 1,194,366.98 |
| Personal Property Tax | <u>39,169.84</u> |
| Total Tax | 1,233,536.82 |
| Tax Rate | 7.68 |

The Board of Assessors continues to inspect properties and, when possible, to conduct interior inspections of houses. The town's next certification is for F/Y 1997. Consequently, an effort will be made for the next twelve months to inspect and enter many properties. The Board wants to express their appreciation for the help and cooperation they have received in the past from property owners and look forward to it continuing next year.

Respectfully submitted,

BOARD OF ASSESSORS
Gerry Shapiro, *Chair*
Peter Vallianos
Gary Shaw

REPORT OF THE BUILDING INSPECTOR

The Building Inspector issued 52 building permits for FY 95. There were 8 permits issued for new dwellings.

The Building Inspector's hours are 1:00 p.m. to 2:00 p.m. Tuesdays. Inspections may be arranged by calling the Building Inspector during his office hours on Tuesdays.

Respectfully submitted
Building Inspector
Carleton Anderson,

REPORT OF THE CEMETERY COMMITTEE

There were ten burials at the Corashire Cemetery during the year.

Tyringham and Monterey's first inhabitants came here in 1737. No records exist of the earliest burials, as they were "home burials" in private land long since grown over.

By 1750, Henwood Cemetery was started as our earliest public burying ground. It was named for Henry Wood, who at one time owned the property. Interestingly enough, there is no record of his being buried there.

By 1800, just up the road from Henwood, Old Center (or Uptown, as it was sometimes called) was started. Both of these burial grounds are located near what was then the original center of the township.

Mt. Hunger Cemetery was started in 1786. It is located in what was once a heavily populated farming area. It is now in a serene, secluded, wooded area dotted with cellar holes and stone walls among the trees.

Chestnut Hill Cemetery was acquired by the Town of Monterey from the Town of Sandisfield in a land transfer. In 1875, the towns of Monterey, New Marlborough and Sandisfield moved their boundaries about in an exchange of property. In so doing, this cemetery was included in the annexation. Thus, people buried in Sandisfield prior to April, 1875 are now at rest in Monterey. This burial ground continued in use for some time by families that lived in that area of Sandisfield.

These four cemeteries are now all considered inactive, due to their deteriorated condition and the fact that burial records are non-existent for them.

By 1826, Corashire Cemetery was opened on the western end of town. It is, at present, the largest (due to several additions) and only active cemetery. In the 1700's and 1800's, each burial ground was maintained and overseen by its own sexton. Today a committee of three elected officials oversees all five cemeteries.

Respectfully submitted,
Linda Thorpe
Rudy Gero
Florence Brown

REPORT OF THE CHILDREN'S HEALTH PROGRAM

To the Citizens of Monterey:

The Children's Health Program is pleased to provide the following report to the Town of Monterey for the year of 1995.

PEDIATRIC SERVICES:

Pediatric Clients: 13

Well-Child Visits (*includes immunizations*): 10 Sick & Follow-up Visits: 27

The new Center for Pediatric and Adolescent Health Care opened in July 1995 fully licensed as a pediatric clinic by the Massachusetts Department of Public Health. The Center is located on the fourth floor at Fairview Hospital and is fully handicapped accessible. The Center's phone number is 528-8580 and anyone with a question about health care for children, birth through 18 years may call the Center for information.

CHP offers three other programs to the community; these programs are located at the Thomas J. Whitfield Center for Children and Families at Russell House, 54 Castle Street, Great Barrington. Please call 528-9311 for information.

These programs include:

The Family Support Network: A total support system for families with children under age three years: Children Served: 27

FIRST STEPS: An Infant-Toddler Developmental Program for families with children under three years of

age: Children Served: 4

Community Nutrition Services: SBWIC Program: A food voucher program with supportive nutrition education services for pregnant women, infants, and preschool children: Call 528-0457 for information. # Participants: 14

Project Milk is an emergency food voucher program to serve families in southern Berkshire communities with children to age 14 years. A food package is available to feed a family for 3 to 4 days in times of emergency need. Call 528-0457 for information.

We thank the citizens of Monterey for assisting us in supporting the families of Monterey.

Respectfully submitted,

Linda Small
Executive Director

REPORT OF THE COMPUTER COORDINATOR

The town reviewed system needs and requested MDS to respond with bid for upgrade. MDS refused to upgrade their software (letter on file) Purchased and installed:

1 terminal

1 copy of onewrite

The Tax Collector purchased software for his computer which he runs at his own residence. The purchase is to be financed through the towns computer budget. He was unable to work with the town file server.

The Town Clerk received a UNIX based system from the state for performing all Town Clerk Functions. The state has refused to allow the town to use, access or incorporate the state owned computer or the town clerk files maintained on that computer with the towns computer. The Town Clerk has installed the State Computer in her own residence.

Fire Company is continuing to maintain there own software on their computer located at the Fire station.

The Police purchased a lap top computer using there own budget. Their are no plans to incorporated the Police computer into the town computer system.

An investigation is now underway to determine the costs of upgrading the town computer system. Adam Chait will submit costs for upgrade.

Respectfully submitted,

Stephen Bohn

REPORT OF THE CONSERVATION COMMISSION

The Conservation Commission (CC) reviewed fourteen projects within the jurisdiction of the Wetlands Protection Act and processed determinations or Orders of Conditions as appropriate. More than forty individual site surveys and inspections were conducted. The annual Lake Garfield drawdown plan was approved and subsequently modified as requested by the Fire Chief. Comments were provided on a list of anticipated maintenance projects prepared by the Highway Superintendent. The CC ratified an Emergency Certificate applied for by the Town following the tornado.

Three members attended the annual meeting of the Massachusetts Association of Conservation Commissions in Worcester in February and three members attended the Congress of Lakes and Ponds meeting in Pittsfield in May.

Fred Vorck reregistered early in the year following a long and dedicated service period. Howard "Mick" Burns, Muriel Lazzarini, and Eric Montgomery were subsequently appointed for the customary three-year terms and the membership is now up to the required number of seven.

The public is again reminded that any activity planned in or within 100 feet of any lake pond, stream, swamp or vegetated wetland that will alter that area, must be reported to the CC and an approved order of Conditions or Determination of Applicability must be received before work can begin. The CC is always willing to provide advice or answer questions regarding any planned project at its regularly scheduled monthly meeting.

Respectfully submitted.

Conrad Ohman, *Chair*
Raymond Tryon
Richard Nault
Christopher Blair
Howard Burns
Muriel Lazzarini
Eric Montgomery

REPORT OF THE COUNCIL ON AGING

According to the records of the Town Clerk, the Monterey Senior population (Age 60+) is 175.

The primary concern of the Council is to make available information on programs which promote the health and well-being of Town seniors. The Council assists the Berkshire Visiting Nurse Association (VNA) in the administration of the monthly Blood Pressure Clinic And the Annual Flu Vaccine

Our annual budget of \$1,400.00 (\$1,000.00 from the State and \$400 from the Town) is used to support the Southern Berkshire Elderly transportation Corporation (SBETC) which provides transportation for medical appointments, meal services, and various social activities

Respectfully submitted,

Pauline F. Nault, *Chair*
Ed Dunlop
Shirley Olds
Cynthia Weber

REPORT OF THE FINANCE COMMITTEE

The Finance Committee's major concern in the first few months of this fiscal year was involved with the approval of the School District's budget. At a public meeting held in August the committee presented financial and statistical information to the Town so that the voters could be aware of the complex problems to be resolved.

The balance of the year was concentrated on the budget for 1995/96. The

committee worked closely with the Select Board and a budget of \$1,735,700 was approved at the annual meeting on May 6, 1995. The voters also approved two articles initiated by the Finance Committee: the appointment of a Salary Committee by the Select Board and the establishment of quarterly meetings with representatives of the various Town committees and boards. The committee also requested and received approval from the Select Board to undertake the study and planning for the Town's long-term capital spending.

Jack Ryder retired from the committee and Andrea Dunlop was elected to serve for a three-year term.

Respectfully submitted,
Greta Cherneff, *Chair*
Andrea Dunlop, *Clerk*
Dan Moriarty

REPORT OF THE FIRE DEPARTMENT

The Monterey Fire Department had its busiest year to date, with record 76 calls, compared to 36 twelve years ago. This years calls also included a first- the Memorial Day Tornado. While an incredible amount of property damage was done to homes and forest, no one in Monterey was seriously injured or lost their life. A good part of the year was spent planning and designing a new fire engine for the Town. It was put out to bid in the spring of 1995, approved at Town Meeting in May and will be delivered in March of 1996, to help protect the residents and visitors to Monterey. Under the direction of Chief Tryon and Training Officer Dan Andrus, continuing education has been a priority. Through the efforts of the Monterey Fire Department and the Selectmen, 9-1-1 has been operating for over a year and a half and has been a huge success.

Dial 9-1-1 for any Police Fire Ambulance or Rescue Emergency

Respectfully submitted,
Raymond Tryon, *Chief*

REPORT OF THE HARBORMASTER

Most boating violations were either of a minor nature or just plain not courteous to canoes and sailboats.

Swimming out in the large lake, particularly on busy weekends, continues to be a concern even though the swimmers have every right to be there. Swimmers are encouraged, for safety reasons, to be accompanied by a boat and also to wear a bright bathing cap whenever they swim far from shore.

The buoys installed in the channel are very helpful. Just about all the boaters observe the speed limits indicated on them.

No citations were issued during the season. So far, verbal warnings seem to have been adequate.

Respectfully submitted,

Dean P. Amidon, *Harbormaster*

REPORT OF THE BOARD OF HEALTH

The Board of Health issued the following permits and certificates of compliance during the year July 1, 1994 to July 1, 1995: Installer's Permits: 4, Well Permits: 18, Septic Permits: 18, Camp Permits: 6, Food Establishment Permits: 7, Milk Pasteurization Permits: 2, Compliance Certificates: 7. In addition, three Septic warnings were sent, several violations of recycling were warned and recorded, and one Zoning By-Law violation was warned and recorded.

The Board met in June with Sharon Terry, program director of the Tri-Town Tobacco Awareness Program, and Betty Chludzinski, associate director of the Lee Visiting Nurse Association. Terry made a presentation to the Board on tobacco-related illnesses in Massachusetts and the plans for combatting smoking among minors, including new regulations that will be forthcoming to prevent tobacco sales to minors. Terry offered to provide the Board with literature and various materials such as posters and T shirts.

In July, the Board met with Guy Marchesseault of SANECO of Topsfield, MA, who gave a slide presentation on alternative sewage disposal systems. During the same month, the Solid Waste Committee and Mallory's met with the Board discussing the possible solutions for the problems with the paper recycling overflow. Mallory's handled the Plastic and Metal recycling at the Transfer Station. The Board suggested that the Solid Waste Committee meet with Mallory's and Berkshire Clean Way, and come back with recommendations and costs from both haulers.

The Board met in August with David Morgan of Berkshire CleanWay Inc. of Dalton and Solid Waste Committee members Joyce Scheffey, Rudy Gero and Bill Kopetchny to discuss the operation of the Town's transfer station, particularly the recycling component. Morgan outlined the changes that will be made to the site, including the installation of new recycling containers and the removal of the old overflow paper shed. Town Counsel reviewed the removal of blocks on the Transfer Station wall and advised that said blocks are now permanent fixtures of the property and cannot be removed.

In other matters, the Board had no objection to one petition for emergency well repair and replacement, provided recontouring of a common boundary line by the exchange of parcels did not result in any portion of the respective septic systems becoming sited on land owned by the other party as a result of the exchange. The Board also suggested that an engineer or sanitarian investigate the present location of the septic system on the property under review, since the Board had no record of any such system.

In November, the Board met with the Solid Waste Committee and reviewed proposals for procedures, restructuring and proposed costs for the Monterey Solid Waste Facility. The Committee received proposals and ideas from both Berkshire Clean-Way Rubbish Removal Inc. and The Master Garbologist as to the redesign of the transfer station and ways of improving the recycling operation. The

Committee found that of the two proposals, that of The Master Garbologist was superior; the cost could be higher (approximately \$5,000 to \$6,000 more per annum), but there would be a major difference in service. Also, the economies of hauling are expected to be realized, as there will be less hauling to do. The proposed services of The Master Garbologist are much more extensive and more in line with the sort of transfer station that the Committee would like to see in Town. It was the unanimous recommendation of the Solid Waste Committee that the Master Garbologist be designated as the Town's transfer station manager. One concern of the Committee's is that the transfer station attendant be given the opportunity to work for The Master Garbologist. The Board gave its endorsement to the Committee's entering into negotiation with The Master Garbologist to manage the transfer station and to create any changes necessary for its efficient operation.

In December, the Board met with Sanitary Inspector Peter Kolodziej to discuss current zoning with regard to the public water supply and various health and environmental issues of public concern. Kolodziej will begin to compile a list of the Town's public water supply wells. The Board could consider setback regulations to protect public water supply wells, and such protective bylaws would protect public water supplies from contamination. Board of Health license and permit fees were reviewed with Kolodziej, who made several recommendations in this regard. There was discussion about whether permits should be issued on a calendar-year or fiscal-year basis.

Board of Health fees were set as follows:

| | |
|--------|---|
| \$ 100 | Adult Camp/Cabins (recreational) Permit |
| 100 | Children's Camp Permit |
| 50 | Disposal Works Construction Permit |
| 50 | Disposal Works Installer's Permit |
| 50 | Food Service Establishment Permit |
| 10 | Milk Dealer Permit |
| 10 | Milk Pasteurization Permit |
| 100 | Percolation Test Witness Fee |
| 50 | Septic Hauler's Permit |
| 50 | Well Drilling Permit |

In January, the Board met with the Solid Waste Committee to discuss the status of the committee's negotiations with Berkshire Clean-Way Rubbish Removal Inc. and the Master Garbologist in order to implement a transfer to the Master Garbologist as the operator of the Town's transfer station. The Board agreed to accept the recommendations of the Solid Waste Committee in this regard.

In February, the Board set spring test period dates for percolation tests and deep-observation holes from March 1 to May 31, 1995. In accordance with the provisions of the State Environmental Code, Title 5, 310 CMR 15.03 (4) (c), testing in the early part of the period will depend on the weather, since percolation tests may not be made in frozen soil. All those wishing to have holes and tests witnessed, pursuant to 310 CMR 15.03 (1), should contact Sanitary Inspector Peter

J. Kolodziej not less than 72 hours prior to the time and date proposed for making the holes and tests. In case of emergency or highly unusual circumstances, it may be possible to arrange witnessing on shorter notice. Final determination of a convenient date and time will be a matter of mutual agreement and may well be more than 72 hours from the time of contact.

Respectfully submitted
Stefan Grotz
Georgiana O'Connell
Peter Brown

REPORT OF THE HIGHWAY DEPARTMENT

This year seemed a bit busier than past years. The department put gravel on several roads: Chestnut Hill, Beartown Mt., Mt. Hunger, Art School, Cronk, and Gould Rd.

This past winter was mild, with little snow and lots of rain, ice and mud. There were muddy roads in December, January, and March.

The department used the \$50,000 Capital appropriation to improve 3 roads:

Hupi Rd. from Tyringham Rd to Rte 23 received new catch basins, drainage pipe and sub-drains.

On New Marlborough Rd., two sections which were uneven and had pot holes were ripped up with the grader, gravel was added to bring the road up to grade, basins and culverts were installed for drainage.

Tyringham Road near Lake Garfield, new basins were installed, drainage pipe, and sub-drains.

The Chapter 90 money was spent on buying stone and gravel for the roads and the rest of the money was spent paving sections of Brett Rd., Blue Hill Rd., Fox Hill Rd. to the pavilion, Hupi Rd, and New Marlborough Rd. A total of 4,806 tons of bituminous concrete.

In conjunction with the new 911 system approximately 80 street signs were constructed and installed.

Two sections of new guard rail were installed on the sharp corner on Tyringham Rd. and the sharp corner on Sandisfield Rd about 1/4 mile east of Rte 23.

May 29, 1995, certainly will be a day to remember. The tornado changed the landscape and homes for several of our townspeople. The highway department, along with several other groups, private and municipal, spent three weeks just cleaning up the roads in town. As Highway Superintendent and resident , I thank everyone involved for their hard work.

As Superintendent, I thank the town's people for the new wing for the Dresser grader.

I thank Lyman, Peter and Mark for the great work.

Respectfully submitted,

HIGHWAY SUPERINTENDENT
Donald Amstead Jr.

REPORT OF THE HISTORICAL COMMISSION

The Historical Commission continues to keep abreast of standards and availability of funds for preservation of our local historical land marks. Meetings have been attended and literature read. We welcome any suggestions for the pursuit of any funding that may be available.

Respectfully submitted

Anne Marie Makuc, *Chair*

REPORT OF THE LIBRARY TRUSTEES

The Monterey Library had a busy and productive year in 1994-95. the year started in the summer with a popular and well-received Children's Reading Program, continuing the success of earlier years. The Library was happy to be able to present as part of the Program, a morning's workshop led by a storyteller from the Berkshire Public Theatre, who worked with the children to put on an adaptation of The Wizard of Oz for an audience of parents and others by noontime. We are grateful to the Arts Council for supporting this event. Also in the summer, the traditional Book Sale on the day of the steak roast netted about \$140.

The Trustees gave considerable attention this year to issues of making the Library more accessible, as we are required to do by the ADA. We discussed all our options at some length over many meetings and have taken some actions. We have asked the Select Board to provide handicapped parking in the space between the existing platform used by the Bookmobile and the Library staff. and the General Store: this is the best solution to the parking issue. We have also acted to make the library building itself accessible by the construction of a path and ramp to the Knox Wing entrance. The issue took up our attention through the entire year, and bids for the work had been accepted by the end of the year in June: construction followed in the summer of 1995.

The library sponsored several programs during the year in addition to the Summer Reading Program. The Winter Film Series was very popular this year with record crowds. The four offerings were: *Cat Ballou*, *Rebecca*, *Modern Times*, and *The 39 Steps*. In May and June, we sponsored a Book Reading/Discussion Series called "Different Peoples, Different Places" on the subject of the encounter of the Native Americans and Europeans in the New World. The series was developed by the Massachusetts Foundation for the Humanities and funded by the National Endowment for the Humanities; we are grateful for their support, financial and practical.

New florescent lights were installed at the Library, considerably improving the illumination. The Monterey Girl Scout troop met during the year in the Library basement. The Library computers were upgraded. Interested townspeople should be aware, too, that the Library has collected a file of material relative to the Memorial Day Tornado.

The Monterey Library Trustees would like to thank the many people who made donations to the Library during the year.

Mark Mendel resigned from the Board of Trustees; he was replaced by Will Marsh, who was elected to his own term along with with Anne Marie Makuc at the town election in May

Respectfully Submitted,

LIBRARY TRUSTEES
John Higgins, *Chair*
Eileen Clawson
Anne Marie Makuc
Mark Mendel
Laurie Shaw
Linda Thorpe

REPORT OF THE MONTEREY CULTURAL COUNCIL

The Council was awarded a total of \$3,000 from the state for distribution. The Council met in November to review grant applications. Following is the list of grants awarded.

At the time of the application the following were members of the Cultural Council: Lisa Simpson, Chair, Jason Brown, Lindsay Pontius, Maureen Banner, Cliff Aerie, John Humphrey, and Julie Shapiro. Lisa Simpson has left the area and is no longer on the Council.

| | |
|---|----------|
| Total Funds Allotted for Administration. | \$100.00 |
| Berkshire Chamber Music Society for chamber music concert series. | \$200.00 |
| Berkshire Museum for program on Native American cultures. | \$100.00 |
| The Bidwell House for an outdoor folk concert | \$500.00 |
| Jane S. Burke for Scholarships for Monterey students to attend Flying Cloud programs. | \$300.00 |
| Children’s Health Program for tickets to performance by Mixed Company. | \$30.00 |
| Mary Kate Jordan for a series of Poetry Readings. | \$250.00 |
| Mary Kate Jordan for a class on traditional medicinal uses of common herbs spices and foods. | \$120.00 |
| Bonner J. McAllester for a series of nature walks. | \$300.00 |
| Lindsay Pontius for dramatic adaptation of stories by New England writers. | \$150.00 |
| Shakespeare and Company for fall festival of student performances of Shakespeare’s plays. | \$300.00 |
| South County Youth Chorus for operating support of youth chorus. | \$300.00 |
| Southern Berkshire Regional School District for visiting artist program integrating academics and the arts. | \$150.00 |
| Southern Berkshire Regional School District for a dance residency with Tom Truss. | \$200.00 |

Respectfully submitted,
Julie Shapiro, Chair

REPORT OF THE PARK COMMISSION

The sound of town has been forever changed by the installation of our new playground. The spring of 1996 awoke to laughter and squeals of delight emanating from Greene Park, now a daily stop for young families coming to town. After one season of use the Park Commission is planning some additional equipment. More substantial swings for older kids are being considered and a sandbox has been designed, and will include handicap access to the playground.

The baseball field saw the addition of a giant net above the existing backstop to help protect the public from errant balls.

Our newly expanded donor-funded skating rink opened to its first season with a heated changing room and a sophisticated electric hose reel for more efficient ice making. Saturday night family skating began as a weekly event. Interest in ice hockey has boomed.

Respectfully submitted

THE PARK COMMISSION

REPORT OF THE PLANNING BOARD

During the year July, 1994 to July, 1995 the Planning Board met an average of two times a month to meet Planning Board responsibilities. The Board focused on several areas of Zoning By-Law revision, including the inclusion of Non-Criminal Disposition as a means of enforcing both Monterey's Zoning By-Laws and Monterey's Town Bylaws. In addition, the Board reviewed the Board of Selectmen's request that the Building Inspector receive Building Permits directly, through a change in the Bylaws. It was proposed the Board of Selectmen as Board of Health would still review each building permit application. Copies would be circulated as well to the other Boards currently reviewing each permit application, including the Planning Board. This Board held hearings on Non-Criminal Disposition of By-Law violations as well as reconfiguration of the Building Inspector's role, and supported both changes at a successful vote in the May, 1995 Annual Town Meeting.

The Board met to consider and deliver to the Zoning Board of Appeals their particular opinion on three of the requests made to that Board, and offered concurrences in the remaining deliberations of that Board.

Covenant Release for one lot was arranged following a performance report on a subdivision previously approved under covenant by the Board. An additional Covenant was arranged for a new and acceptable Subdivision. In the process of these latter arrangements, the need for careful Board attention to Subdivision approved roads was reaffirmed.

In addition to the many regular requests for Form A approvals, six requests for division of larger landholdings into smaller lots were considered at some length by the Board, as they did not obviously conform to the needs of a Form A (approval not required) request. One was denied and sent to the Board of Appeals. In one case, the Board reaffirmed and reissued the acceptance of a division from 1993.

Other business of the Board involved working with the Board of Selectmen to derive legal and appropriate names for some Town Roads under the rules for Subdivisions of land in Monterey.

Several members of the Board met with and attended workshops developed by the Berkshire Regional Planning Commission. These proved invaluable as the Board continued its preparation of a Master Plan for Monterey.

Respectfully submitted

THE PLANNING BOARD

Wayne Burkhart

Maggie Leonard

Joyce Scheffey

Fred Chapman

Gerry Shapiro

Kim Vincent Hines

Board Member and Secretary

REPORT OF THE POLICE DEPARTMENT

In fiscal year 1994-95, prior to the many emergencies caused by the tornado, we saw a decrease in Motor Vehicle accidents. The department handled ten of these calls. We continue to maintain police visibility and speed enforcement in order to further reduce the number of accidents.

The number of burglar alarm calls increased to twenty this year and the number of abandoned 911 calls to seven. Some of the abandoned 911 calls were traced to bad phone lines. There were six breaking and entering calls. Our best defense against these is still high visibility and increased patrols on the back roads, especially during winter months.

There were five responses to each of the following: downed power lines; trees across the road; fire scene traffic control; disabled motor vehicle in the road and disturbing the peace. There were four responses to livestock loose in the road. In addition, there were two responses to attempted suicide, two domestic 209A emergencies, and two services of eviction. Prior to the tornado, the department handled approximately 650 calls for information.

This year, two additional officers were trained and added to the department. I would like to welcome Officer Todd Moriarty of Monterey and Officer Robert Fredsall, Jr. of Sheffield to our department. Both of these officers have proved to be an asset to the department. The department now consists of:

Officer Rita Backhaus

Officer Edward Briggs

Officer Walter Nourse

Crossing Guard Harry Vickerman

I would like to thank all the members of our police department for their dedication, hard work and continued support.

Respectfully Submitted,

CHIEF OF POLICE

Gareth J. Backhaus

REPORT OF THE PLUMBING INSPECTOR

11 Plumbing permits were issued for FY'95.

When constructing a new dwelling there should be a plumbing inspection before roughing and again upon completion call 528-0112 and leave a message on the machine to schedule inspections.

Respectfully Submitted,

Robert Hammer
Plumbing Inspector

REPORT OF THE SANITARY INSPECTOR

The newly revised septic system regulations under title 5 of the State Environmental Code has resulted in an increase in septic system plan review and inspection.

For fiscal year 94-95, a total of twenty-eight (28) septic systems and twenty-four (24) well applications and plans were attended to.

The usual food service and camp inspections were conducted with no major violations found.

Additional inspections were conducted for the Board of Health as follow ups to complaints received.

Respectfully submitted,
Peter J. Kolodziej, R.S.
Sanitary Inspector

REPORT OF THE SCHOOL COMMITTEE REPRESENTATIVE

For the School Committee Report, please see the Southern Berkshire regional School District Annual Report available at the Town Hall

Respectfully submitted,
Donna B. Burkhardt
SCHOOL COMMITTEE REPRESENTATIVE

REPORT OF THE BOARD OF SELECTMEN

Fiscal Year 1995 (and, indeed, a substantial portion of next year's report) will remain etched in the minds of both the Board members and our population as the Year of the Memorial Day Tornado. Reminders of this personal and natural disaster will linger with us for the next decade or two. At 7:14 P.M. on Monday, May 29th, less than six hours after our annual parade and hot dog banquet for the marchers under overcast skies, a tornado from the west shattered the Great Barrington Fairgrounds, bounced over East Mountain onto the lifts and shaded trails of Butternut Basin, touched down at the intersection of Routes 23 and 53, killing three at Eagleton School, wreaking havoc and devastation in its erratic path through town, snapping towering evergreens like match sticks. In less than ten minutes, the Town looked like a war zone. Routes 23 and 57, Corashire Road, River Road, New Marlborough Road, and Wellman Road were particularly hard hit, as were the forested lands of Sheldon Fenn, Stephens Pond, Bob Thierot, and the lands around the Rte. 23/57 intersection. The Select Board declared a State of Emergency, and a communications command post was established at the Fire Department, under the direction of Raymond W. Tryon, Emergency Coordinator. The last two days of May and the month of June (and thereafter) were devoted virtually full-time to opening the main roads, restoring/replacing utility poles and lines, clearing the debris from homes, in a massive cooperative cleanup effort involving the towns of Monterey, Egremont, and Great Barrington; State and Federal Emergency Disaster agencies; local and State Police and Fire Departments; the Governor's office; Representative Chris Hodgkins and Senator Jane Swift's offices; the National Guard; etc. etc. Through the volunteer efforts of various second-home owners, the Monterey Tornado Relief Fund was established, administered by the Berkshire Taconic Foundation, to accept the outpouring of charitable donations from countless individuals, wishing to help those in need of food and/or shelter. In the midst of all this activity, the Board continued to pay the warrants for all disaster relief services rendered to the Town, with the somewhat pessimistic hope and expectation that State or Federal relief funds would be available to reimburse the Town for these substantial, unexpected expenditures. By the end of Fiscal 1995, more than \$100,000 had been spent, with promises but no guarantees for reimbursement in sight.

All other activities by the Board pale by comparison. However, several items of ongoing importance should be noted:

School Budget: The Board continued to remain involved, together with the Finance Committee, in addressing and expressing their concern over the spiralling cost to the Town as a member of the the Southern Berkshire Regional School District. Concern continued to be expressed that there was a conspicuous lack of communication between the District and the Towns regarding their respective needs and expectations. As in Fiscal 1994, Fiscal 1995 (under the Educational Reform Act) continued to wreak financial havoc on the Town's ability to operate within the constraints of Proposition 21/2 and to plan for its ongoing municipal

operations. Though opinions differed between the various Board members, the voice demanding both constraint and accountability was clearly heard.

One Man/One Vote: The issue (still unresolved) of representation on the School Board remains an ongoing dilemma. The Board, as presently constituted, consisting of so many members from each of the five towns, has been deemed to be inconsistent with the one man/one vote Constitutional mandate, as interpreted by the Federal Courts. Accordingly, various proposals have been offered to make the Board's constitution more closely representational of the voters it represents within the District, while, at the same time, protecting the voice of each town. Proportional representation and district wide voting have been suggested.

Salary Committee: The Town, at its Annual Town Meeting in May 1994, mandated that a Salary Committee be appointed to review and define municipal positions in Town and to make recommendations regarding compensation therefor. An effort to recruit members of the former Salary Committee (all of whom had resigned) proved fruitless. However, it was discussed, and unanimously voted, by the Board, that the new Salary Committee, if and when appointed, would be autonomous and independent of the Select Board (as opposed to being merely advisory), and that its recommendations, when prepared, would be presented to the voters for approval.

Non-Criminal By-Law Enforcement: In anticipation of the May 1995 Annual Town Meeting, the Board worked in concert with the various by-law enforcement officials and the Monterey Planning Board in an effort to amend the Zoning and Town by-laws to provide for a more effective and less time consuming approach to by-law enforcement, authorized by Massachusetts General Laws, Ch. 40, Section 21D. The law provides for a non-criminal, alternative method of by-law enforcement, involving notice and payment of fines without involving the criminal justice system in the first instance.

Respectfully submitted,

THE SELECTBOARD

REPORT OF THE SOLID WASTE COMMITTEE

FY 1995 saw the beginning of the restructuring of our transfer station. More updating is planned for the future. In February, 1995 we switched haulers from BCI to the Master Garbologist, and have set up more efficient methods for recycling. Paper is stacked more efficiently, and will result in less haulage and more tonnage. MRF is paying \$20 per ton for recyclables. Paper therefore, especially corrugated, is valuable.

The Southern Berkshire Solid Waste Management District, of which Monterey along with eleven other towns is a member, voted to place on their town meeting warrants an article to raise funds to hold a Household Hazardous Waste Day. The town voted to appropriate \$3,000 to be put into a special fund for this event which

took place in the fall of 1995. Unspent moneys went back into the general fund.

This year all residents of the District received recycling brochures customized for each town. This was a result of a grant received from the Massachusetts Department of Environmental Protection (DEP). We also applied for a grant for equipment for recycling, in our case a roll-off container.

In the spring the District sponsored recycling "Magic Shows" with Timothy Wenk in the elementary schools as part of our ongoing educational effort. The shows were very well received by both the children and the schools.

A bulky waste collection was held in the late spring. We filled seven large roll-off containers, two paid for by the District, the others at our expense. Further collections will be held in FY '96. The District will continue to manage the program, but actual disposal charges will be billed back to the towns as provided in the district Agreement.

The town shipped 332.30 tons of Municipal Solid Waste (that is the waste that goes into the compactor) - a slight increase from FY 1994's total of 321.83 tons. However, as we undoubtedly have more residents using the facility that "increase" may be illusory. Our recyclables amounted to 88.48 tons; 61.44 of paper, 27.04 bottles and cans. This is an increase from last years 82.51, but still not up to FY '93's, 90.25 tons. As stated above these figures reflect that the more paper we can recycle the better the return. Plastic is not included in the above figure. We recycled 3.08 tons of plastic (which comes to 217 converted cubic yards.) According to the DEP figures, Monterey rates among the top communities in recycling.

Respectfully submitted,

THE SOLID WASTE COMMITTEE

REPORT OF THE TAX COLLECTOR

| | Balances 7/1/94 | Commitments | Abatements | Collected | Tax Title | Refunds | Balances 8/30/95 |
|--------------------------|--------------------|--------------|------------|--------------|-----------|----------|---------------------|
| FY1988 Motor Vehicle | 787.93 | | 787.93 | | | | |
| FY1989 Motor Vehicle | 1,010.29 | | 1010.29 | | | 56.20 | 904.40 |
| FY1990 Motor Vehicle | 942.53 | | | 94.33 | 358.56 | 500.00 | |
| FY1991 Real Estate | 358.56 | | | | | | |
| Personal Property | 102.90 | | | 102.90 | | | 444.38 |
| Motor Vehicle | 695.63 | | | 251.25 | | | 233.35 |
| FY1992 Real Estate | 7,728.94 | | | 7,061.39 | 434.20 | | |
| Personal Property | 92.57 | | | 92.57 | | | |
| Motor Vehicle | 519.16 | | | 94.58 | | 5.00 | 429.58 |
| FY1993 Real Estate | 25,163.05 | | | 21,118.20 | 391.28 | | 3,653.57 |
| Motor Vehicle | 345.92 | 53.56 | 10.00 | 273.32 | | | 72.60 |
| Personal Property | 1,256.89 | | | 410.63 | | | 889.82 |
| FY1994 Real Estate | 65,670.03 | | 1,382.96 | 56,463.22 | 351.73 | 1,632.08 | 9,104.20 |
| Personal Property | 1,123.54 | | | 1,002.52 | | 38.67 | 159.69 |
| Motor Vehicle | 6,256.06 | 15,192.70 | 747.80 | 19,950.37 | | 613.23 | 1,263.82 |
| FY1995 Forest Products | | 256.00 | | 256.00 | | | - |
| Real Estate | | 1,194,366.98 | 12,672.35 | 1,130,941.80 | 672.77 | 5,680.43 | 55,760.49 |
| Personal Property | | 36,169.88 | 46.93 | 38,188.89 | | 163.08 | 1,097.14 |
| Motor Vehicle | | 57,032.16 | 1,064.02 | 50,348.26 | | 255.01 | 5,874.89 |
| Farm Animal | | 503.61 | | 503.61 | | | |
| Forest Products | | 121.46 | | | | | 121.46 |
| Costs | 112,054.00 | 1,306,696.35 | 17,722.28 | 1,327,153.84 | 2,208.54 | 8,443.70 | 80,109.39 |
| Motor Vehicle Surcharges | | | | 77.00 | | | |
| Charges & Fees | | | | 420.00 | | | |
| Interest | | | | 2,646.00 | | | 5.00 |
| Lake Buel District | | | | 9,279.49 | | | |
| | | | | 17,217.43 | | | 10.57 |
| | | | | 1,347,514.17 | | | |

REPORT OF THE TOWN ACCOUNTANT

GENERAL FUND

30 June 1995

| ASSETS | General Fund |
|------------------------------------|-------------------|
| Cash & Investments | 247,321.60 |
| Receivables | |
| Personal Property 1993 | 72.60 |
| Personal Property 1994 | 159.69 |
| Personal Property 1995 | 1,097.14 |
| Chapter 59 | 0.00 |
| Real Estate 1992 | 233.35 |
| Real Estate 1993 | 3,653.57 |
| Real Estate 1994 | 9,104.20 |
| Real Estate 1995 | 55,760.49 |
| Tax Liens | 4,390.36 |
| Motor Vehicle 1990 | 904.40 |
| Motor Vehicle 1991 | 444.38 |
| Motor Vehicle 1992 | 429.58 |
| Motor Vehicle 1993 | 889.82 |
| Motor Vehicle 1994 | 1,363.82 |
| Motor Vehicle 1995 | 5,874.89 |
| Farm Animal Excise | 0.00 |
| Forest Product Excise | <u>121.46</u> |
| TOTAL ASSETS | 331,821.38 |
| LIABILITIES | |
| Surcharge, Motor Vehicle | 1,040.00 |
| Tax Collector Returned Checks | 0.00 |
| Warrants, outstanding | 59,126.79 |
| Federal Income W/H | 0.00 |
| FICA W/H | 0.00 |
| Medicare | 0.00 |
| State W/H | 0.00 |
| Retirement W/H | 0.00 |
| Deferred Compensation | 0.00 |
| Employee Insurance W/H | 303.00 |
| Overlay 1991 | 36.30 |
| Overlay 1992 | 275.67 |
| Overlay 1993 | 2,370.35 |
| Overlay 1994 | 22,240.83 |
| Overlay 1995 | 21,371.15 |
| Due to County – Dog Tax | 0.00 |
| Deferred Revenue – Property Taxes | 23,786.74 |
| Deferred Revenue – Tax Liens | 4,390.36 |
| Deferred Revenue – Motor Vehicle | 9,906.89 |
| Deferred Revenue – Farm Animal | 0.00 |
| Deferred Revenue – Forest Products | 121.46 |
| Tax Anticipation Loan | 0.00 |
| Est other Fin. Uses Cont. | 0.00 |

FUND BALANCES

| | | |
|------------------------------------|------------|------------|
| Fund Reserve for Encumbrance | | 32,343.82 |
| Fund Prior yr. Encumb. | | 0.00 |
| Fund Reserve for Extraord. or Unf. | | 0.00 |
| Fund Reserve for Expenditure | | 0.00 |
| Fund Reserve for Appropriation | | 20,000.00 |
| Undesignated Fund Balance | | 283,498.80 |
| Unreserv. Fund Bal. Tornado | 148,024.61 | |
| Unreserved Underassesses | 360.00 | |

| | | |
|--------------------------|--|-------------------|
| TOTAL LIABILITIES | | 331,821.38 |
|--------------------------|--|-------------------|

| | | |
|--------------------|--------------------------|--------------------------|
| GRAND TOTAL | <u>331,821.38</u> | <u>331,821.38</u> |
|--------------------|--------------------------|--------------------------|

**BALANCE SHEET
SPECIAL REVENUE
30 June 1995**

ASSETS

| | | |
|---------------------|--|---------------------|
| TOTAL ASSETS | | <u>77.02</u> |
|---------------------|--|---------------------|

| | | |
|--------------------|---------------|----------------|
| LIABILITIES | Debits | Credits |
|--------------------|---------------|----------------|

| | | |
|---------------------|--|------------|
| Warrant Outstanding | | 138,572.84 |
|---------------------|--|------------|

Fund Balances

| | | |
|---------------------------------|------------|----------|
| Arts Lottery Fund Bal. | | 5,682.95 |
| Veterans Mem. Fund Bal. | | 75.00 |
| Historical Doc. Fund Bal. | | 774.35 |
| State Aid Lib. Fund Bal. | | 3,150.20 |
| Legal Fund Bal. | | 94.73 |
| Insur. Reimb. Fund. Bal. | | 0.00 |
| Comm.Ma. Library Grant | | 0.00 |
| Sale of Cemetery Lots Fund Bal. | | 1,976.68 |
| Com. Ma Poll HRS Fund Bal. | | 0.00 |
| Com. Ma Elderly Fund Bal. | | 600.00 |
| Cty. Dog Refund Fund Bal. | | 240.91 |
| Hunting Reg Fund Bal. | | 424.46 |
| Wetland Fund Bal. | | 3,248.50 |
| Berk Cty. Rabies Innoc. | | 1,200.00 |
| Playground Fund Bal. | | 300.00 |
| Chapter 15 Fund Bal. | 156,417.64 | |

| | | |
|--------------------------|--------------|--|
| TOTAL LIABILITIES | 77.02 | |
|--------------------------|--------------|--|

| | | |
|--------------------|-------------------|-------------------|
| GRAND TOTAL | 156,417.64 | 156,417.64 |
|--------------------|-------------------|-------------------|

**BALANCE SHEET
TRUST FUNDS
30 June 1995**

ASSETS

Cash -Trust Funds 261,334.69

TOTAL ASSETS 261,334.69

LIABILITIES

Debits

Credits

Warrant Outstanding 1,127.25

Fund Balances

Stabilized Fund Bal. 201,645.70

Abercrombie Fund Bal. 9,346.95

Library Memorial Fund Bal. 1,320.27

Conservation Fund Bal. 9,534.04

Perpetual Care Fund. Bal. 38,360.48

Simon's Escrow Fund Bal. 0.00

TOTAL LIABILITIES 261,334.69

GRAND TOTAL 261,334.69 261,334.69

**BALANCE SHEET
AGENCY FUNDS
30 June 1995**

ASSETS

Agency Cash 1,752.00

TOTAL ASSETS 1,752.00

LIABILITIES

Warrant Outstanding 1,742.00

Fund Bal. Account 0.00

Fund Res. for Expenditures 0.00

Tax Coll. Demands Fund Bal. 10.00

Pol. O/S Detail Fund. Bal. 0.00

TOTAL LIABILITIES 1,752.00

GRAND TOTAL 1,752.00 1,752.00

TOWN OF MONTEREY EXPENDITURES

30 June 1995

| APPROPRIATIONS | FY '95 Budget | Expended YTD | Balance June 94 |
|---------------------------|------------------|-----------------|--------------------|
| GENERAL GOVERNMENT | | | |
| Moderator | 100.00 | 100.00* | 00.00 |
| Moderator C/F | 75.00 | 75.00 | 0.00 |
| Selectmen | 5,650.00 | 5,650.00 | 0.00 |
| Selectmen Secretary | 6,960.00 | 6,960.00 | 0.00 |
| Selectmen's Expenses | 1,850.00 | 1,604.04 | 245.96 |
| Procurement Expenses | 250.00 | 0.00 | 250.00 |
| Temporary Employee | 2,000.00 | 1,850.45 | 149.55 |
| Finance Committee Expense | 1,100.00 | 428.60 | 671.40 |
| Reserve Fund* | 205,263.00 | 0.00* | 5,158.00 |
| Town Accountant | 7,725.00 | 7,500.00 | 0.00 |
| Accountant's Expenses | 500.00 | 174.72 | 325.28 |
| Assessors | 3,914.00 | 3,914.00 | 0.00 |
| Assistant Assessor | 11,000.00 | 11,000.00 | 0.00 |
| Assessor's Clerk | 2,833.00 | 2,312.45 | 520.55 |
| Assessor's Expense | 3,000.00 | 2,322.99 | 677.01 |
| Computer & Software | 1,500.00 | 1,500.00 | 0.00 |
| Treasurer | 7,354.00 | 7,354.00 | 0.00 |
| Treasurer's Expense | 1,500.00 | 1,444.45 | 55.55 |
| Tax Collector | 7,354.00 | 7,354.00 | 0.00 |
| Tax Collector's Expenses | 3,700.00 | 3,662.32 | 37.68 |
| Bank Charges | 1,000.00 | 444.07 | 555.93 |
| Town Counsel | 750.00 | 750.00 | 0.00 |
| Printing, Stationary* | 4,200.00 | 4,699.99* | 0.00 |
| Town Office Secretary | 22,110.00 | 22,110.00 | 0.00 |
| Town Clerk | 7,319.00 | 7,319.00 | 0.00 |
| Town Clerk Expense | 1,500.00 | 1,396.87 | 103.13 |
| Education | 500.00 | 436.65 | 63.35 |
| Election Expenses* | 1,000.00 | 1,964.92* | 0.00 |
| Registration | 350.00 | 270.50 | 79.50 |
| Census Street Listing | 1,800.00 | 1,637.50 | 162.50 |
| Conservation Commission | 500.00 | 185.67 | 314.33 |
| Conservation Comm. C/F | 927.14 | 500.26 | 426.88 |
| Conserv. from Wet. | 1,000.00 | 0.00 | 1,000.00 |
| Planning Board | 1,300.00 | 333.15 | 966.85 |
| Board of Appeals | 1,000.00 | 498.50 | 501.50 |
| Meeting Hall | 500.00 | 500.00 | 0.00 |
| Town Report | 1,500.00 | 1,300.00 | 200.00 |
| Town Offices | 12,000.00 | 8,758.53 | 3,241.47 |
| Computer & Software | 5,000.00 | 4,849.90 | 150.10 |
| Computer C/F | 1,303.97 | 1,371.00 | -67.03 |

| | FY '94 Budget | Expended YTD | Balance June 95 |
|------------------------------------|------------------|-----------------|--------------------------|
| PUBLIC SAFETY | | | |
| Constable | 125.00 | 125.00 | 0.00 |
| Police Chief Wages | 6,500.00 | 6,500.00 | 0.00 |
| Police Expense | 21,960.00 | 21,628.17 | 331.83 |
| Police Rental Facilities | 1,775.00 | 0.00 | 1,775.00 |
| Fire Protection & Supplies* | 20,000.00 | 27,857.79 | 0.00 |
| 911 System Street Lis. | 500.00 | 0.00 | 500.00 |
| 911 System C/F | 1,300.00 | 309.75 | 990.25 |
| Building Inspector | 3,000.00 | 3,000.00 | 0.00 |
| Plumbing Inspector | 1,700.00 | 850.00 | 850.00 |
| Plumbing Inspector C/F | 0.00 | 850.00 | 850.00 |
| Fire & Gas Inspector | 1,700.00 | 1,700.00 | 0.00 |
| Wire Inspector | 1,700.00 | 1,700.00 | 0.00 |
| Animal Inspector | 100.00 | 100.00 | 0.00 |
| Civil Defense | 500.00 | 0.00 | 500.00 |
| Civil Defense C/F | 1,177.59 | 1,177.59 | 0.00 |
| Animal Control/Dog Officer | 1,800.00 | 1,800.00 | 0.00 |
| Wildlife Control Expense | 3,000.00 | 402.40 | 2,597.60 |
| Tree Warden | 4,150.00 | 15,280.67 | -11,130.67 ¹ |
| EDUCATION | | | |
| School Committee | 600.00 | 600.00 | 0.00 |
| School Capital* | 198,023.00 | 198,124.00* | -1.00 |
| School Operating* | 294,509.00 | 479,672.00* | 1.00 |
| PUBLIC WORKS AND FACILITIES | | | |
| Highway Maintenance | 114,000.00 | 250,594.48 | -136,594.48 ¹ |
| Snow & Sand | 81,200.00 | 74,597.99 | 6,602.01 |
| Public Lighting | 3,150.00 | 2,177.98 | 972.02 |
| Highway Capital | 50,000.00 | 43,559.22 | 6,440.78 |
| Machinery & Tools | 20,000.00 | 17,469.20 | 2,530.80 |
| Town Garage* | 18,000.00 | 18,030.77 | 0.00 |
| SBWD | 2,214.00 | 2,213.75 | .25 |
| Disposal Area | 64,500.00 | 59,351.59* | 5,505.41 |
| Disp. Area C/F | 357.00 | 357.00 | 0.00 |
| Rubbish Collection | 1,500.00 | 1,300.00 | 200.00 |
| Cemetery Maintenance | 4,500.00 | 4,500.00 | 0.00 |
| Soldier's Graves | 550.00 | 0.00 | 550.00 |
| HUMAN SERVICES | | | |
| Board of Health | 1,250.00 | 1,250.00 | 0.00 |
| Board of Health Expenses | 400.00 | 490.50* | 0.00 |
| Sanitary Inspector | 6,000.00 | 6,000.00 | 0.00 |
| Visiting Nurse | 1,500.00 | 1,500.00 | 0.00 |
| Berkshire Mental Health | 835.00 | 835.00 | 0.00 |
| Children's Health Program | 1,000.00 | 1,000.00 | 0.00 |
| Hospice | 300.00 | 300.00 | 0.00 |
| Hospice C/F* | 400.00 | 400.00* | 0.00 |
| Southern Berk. Youth Assn. | 250.00 | 250.00 | 0.00 |
| Council on Aging | 400.00 | 400.00 | 0.00 |

1. Tree Warden and Highway Maint. include \$148,024.61 in Tornado damages.

| | FY '94 Budget | Expended YTD | Balance June 95 |
|-------------------------------------|---------------------|---------------------|--------------------|
| HUMAN SERVICES, CONT. | | | |
| Veteran's Benefits | 1,600.00 | 0.000 | 1,600.00 |
| Construct | 250.00 | 250.00 | 0.00 |
| Construct C/F | 250.00 | 250.00 | 0.00 |
| CULTURE & RECREATION | | | |
| Library* | 24,884.77 | 24,989.28* | 0.00 |
| Library Maintenance | 2,500.00 | 2,492.96 | 7.04 |
| Park Commission | 18,390.00 | 14,921.02 | 3,468.98 |
| Memorial Day* | 500.00 | 574.30* | 0.00 |
| DEBT SERVICE | | | |
| Debt Service* | 4,000.00 | 5,473.97* | 0.00 |
| ASSESSMENTS | | | |
| State Assessment | 4,889.00 | 5,249.00 | -360.00 |
| County Assessment* | 18,953.00 | 21,335.59* | 0.00 |
| Berkshire Co. Regional Planning | 359.67 | 359.67 | 0.00 |
| Veteran's District | 1,557.72 | 1,557.72 | 0.00 |
| MISCELLANEOUS | | | |
| Berkshire County Retirement | 17,846.00 | 17,846.00 | 0.00 |
| Employment Security | 700.00 | 229.98 | 470.02 |
| Health & Life Insurance | 33,000.00 | 31,242.12 | 1,657.88 |
| FICA * | 7,600.00 | 8,962.66* | 0.00 |
| State Board of Retirement | 200.00 | 146.85 | 53.15 |
| Vacation, Sick & Holiday | 12,940.00 | 11,536.16 | 1,403.84 |
| Bonds & Insurance | 46,000.00 | 34,751.00 | 11,249.00 |
| SPECIAL ARTICLES | | | |
| Highway Dept. Sander | 10,225.00 | 10,225.00 | 0.00 |
| Playground Equip. | 19,800.00 | 19,374.43 | 425.57 |
| Greene Park Bleachers | 1,000.000 | 895.99 | 104.01 |
| Emergency Management | 1,000.00 | 0.00 | 1,000.00 |
| Town Office Improvement | 20,000.00 | 0.00 | 20,000.00 |
| Audit FY 1994 | 9,000.00 | 36.36 | 8,963.64 |
| Guard Rails C/F | 3,050.00 | 3,050.00 | 0.00 |
| Lake Buel Revised Environmental C/F | 0.00 | 6,975.00 | 6,975.00 |
| Stabilization Fund Ap. | 10,000.00 | 10,000.00 | 0.00 |
| TOTAL | 1,553,933.86 | 1,597,636.11 | -43,702.25 |

*Asterisked Items Indicate where transfers have been made

***Asterisked Items Indicate where reserve transfers have been made in the report on the previous pages entitled TOWN OF MONTEREY EXPENDITURES.**

TRANSFERS:

| | |
|-----------------------|-------------------|
| Printing & Stationary | 499.99 |
| Elections | 964.92 |
| Fire Dept. Services | 7,857.79 |
| Schools Capital | 100.00 |
| Schools Operating | 185,163.00 |
| Town Garage | 30.77 |
| Board of health Exp. | 90.50 |
| Library | 104.51 |
| Memorial Day | 74.30 |
| Debt Service | 1,473.97 |
| County Assessment | 2,382.59 |
| FICA | <u>1,362.66</u> |
| TOTAL | 200,105.00 |

TOWN OF MONTEREY REVENUES

30 June 1995

| RECEIPTS | Estimated Revenue | Actual Revenue YTD | Above or Below Estimate |
|--|------------------------------|-----------------------------------|--|
| TAXES | | | |
| Personal Property Taxes | 39,169.84 | 40,044.51 | 874.67 |
| Real Estate Taxes | 1,194,366.98 | 1,208,272.10 | 13,905.12 |
| Tax Liens | 0.00 | 0.00 | 0.00 |
| Motor Vehicle Excise | 54,000.00 | 69,633.92 | 15,633.92 |
| Other Excise | 500.00 | 759.61 | -259.61 |
| Penalties & Int. on Taxes | 9,000.00 | 17,283.76 | 8,273.76 |
| In Lieu of Taxes | 5,000.00 | 5,427.00 | -427.00 |
| FEES & PERMITS | | | |
| Disposal Stickers | 26,000.00 | 21,020.00 | 4,980.00 |
| Selectmen-Lic & Permit | 10,300.00 | 8,724.45 | 1,575.55 |
| Board of Health-Lic & Permit | 3,000.00 | 4,145.00 | 1,145.00 |
| Planning Board Fees | 200.00 | 140.00 | 60.00 |
| Board of Appeals Fees | 400.00 | 300.000 | 100.00 |
| Assessors Receipts | 100.00 | 200.22 | 100.22 |
| OTHER DEPARTMENTAL REVENUES | | | |
| Police Fees | 1,000.00 | 1,065.20 | 65.20 |
| Town Clerk | 60.00 | 100.00 | 40.00 |
| Library Fees | 300.00 | 528.25 | 228.25 |
| Photo Copiers | 440.00 | 392.50 | 47.50 |
| Dog Officer Reimb. | 60.00 | 186.00 | 126.00 |
| Refunds | 1,140.00 | 43.65 | 1,096.35 |
| Sale of Equipment | 0.00 | 37.36 | 37.36 |
| REVENUES FROM OTHER GOVERNMENTS | | | |
| District Court Fines | 7,000.00 | 9,685.00 | 2,685.00 |
| STATE REVENUE | | | |
| Abatements to the Elderly | 590.00 | 678.00 | 88.00 |
| Lottery | 23,720.00 | 23,720.00 | 0.00 |
| Highway | 32,752.00 | 32,752.00 | 0.00 |
| Stabilization | 0.00 | 0.00 | 0.00 |
| Veterans Benefits | 623.00 | 759.00 | 136.00 |
| Other State-Owned Land | 16,404.00 | 16,404.00 | 0.00 |
| State Harvested | 0.00 | 10,658.65 | 10,658.65 |
| MISCELLANEOUS REVENUES | | | |
| Earning on Investments | 7,000.00 | 7,662.96 | 662.96 |
| INTERFUND OPERATION TSF | | | |
| TSF from Special Rev. | 1,260.77 | 1,260.77 | 0.00 |
| TOTAL | 1,450,163.59 | 1,497,660.91 | 47,497.32 |

REPORT OF THE TOWN CLERK

Monterey had an historic year, since we were hit with a devastating tornado at the end of May. In terms of the Office of the Clerk, the new Federal system of Voter Registration brought major changes to the office in July. As agent for and to the State, this office now bears greater responsibility for data input to a centralized State computer system and Monterey has been working alongside other towns to provide constructive criticism for the system. For the foreseeable future we will need to keep two systems going for record keeping both for our own purposes and, as the Monterey Board of Registrars, as a Board answerable to the Office of the Secretary of State and to the Jury Commissioner. Other State divisions indicating future interest in going "on line" with reporting include the Office of Public Health and Vital Statistics for reports on Rabid Animals and on-line recording of Births, Marriages and Deaths, and the Division of Fisheries and Wildlife. Public Safety officials are currently negotiating for new legislation which would allow sharing of information in a timely manner between Towns and their departments.

We lost citizens critical to the heart of the Monterey community this past year. Wallace Tryon will no longer greet us with a smile and a chance to chat on the porch in the center of Monterey, and he is greatly missed. Our former Police Chief, Doug Lyman, who helped so many of us in crises and in good times, was equally a great loss to our community.

Report of the State Primary Election September 20, 1994

Of 495 Registered Voters in September, 1994:

Democratic votes (47) were cast as follows:

Senator

Edward M. Kennedy.....43

Governor of the Commonwealth

George A. Bachrach16;

Michael J. Barrett8

Mark Roosevelt20

Lieutenant Governor

Marc D. Draisen21

Robert K. Massie14

Attorney General

L. Scott Harshbarger.....42

Secretary of State

William Francis Galvin11

Augusto F. Grace27

Treasurer

Shannon P. O'Brien.....37

| | |
|---|----|
| Auditor | |
| A. Joseph DeNucci | 34 |
| Representative in Congress | |
| John W. Olver | 42 |
| Councillor, Eighth District | |
| Edward M. O'Brien | 31 |
| Senator in General Court (no candidate) | |
| Representative in General Court | |
| Christopher J. Hodgkins | 44 |
| District Attorney | |
| Gerard D. Downing | 39 |
| Clerk of Courts | |
| Deborah S. Capeless | 37 |
| Register of Deeds (no candidate) | |
| County Commissioner | |
| Douglas N. Haskins | 1 |
| William Smitty Pignatelli | 18 |
| Frank J. Polastri | 1 |
| Diane P. Roos | 20 |

Republican votes (39) were cast as follows:

| | |
|---|----|
| Senator in Congress | |
| John R. Lakian | 10 |
| W. Mitt Romney | 29 |
| Governor | |
| William F. Weld | 32 |
| Lieutenant Governor | |
| Argeo Paul Cellucci | 30 |
| Attorney General | |
| Janis M. Berry 18 | |
| Guy A. Carbone | 11 |
| Secretary of State | |
| Arthur E. Chase | 21 |
| Peter V. Forman | 10 |
| Treasurer | |
| Joseph Daniel Malone | 31 |
| Auditor | |
| Forrester A. "Tim" Clark, Jr. | 24 |
| Earle B. Stroll | 4 |
| Representative in Congress: (no candidate) | |
| Councillor: (no candidate) | |
| Senator in General Court | |
| Jane Maria Swift | 31 |
| Representative in General Court: (write in) | |
| Charles Johnson | 12 |

District Attorney: (no candidate)
Clerk of Courts: (no candidate)
Register of Deeds
Irene M. Skorput.....30
County Commissioner: (no candidate)

**Report of the Special Town Meeting
October 14, 1994**

Commonwealth of Massachusetts, County of Berkshire, Town of Monterey

I, Barbara B. Swann, Clerk of the Town of Monterey, Massachusetts, hereby certify that at the Special Town Meeting of the Town of Monterey, duly called and held on Friday, October 14, 1994 at 7:00 o'clock in the evening, where 39, over the 15 person quorum of qualified voters of the Town of Monterey met in the Firehouse of the Monterey Fire Company, Ltd., the following articles appeared in the warrant. I further certify that at said meeting, the following action was taken on those articles. The meeting was called to order by the Town Clerk in the absence of the Moderator. Reading of the full warrant was waived at 7:01 PM.

The first order of business was the election of a Temporary Moderator in accordance with MGL Chapter 39. Following a call for nominations and volunteers, Mr. Dean Amidon of Sandisfield Road was nominated, the nomination seconded and he was elected by unanimous voice vote to serve as the Town's substitute for the Moderator for this Special Town Meeting.

Article 1: The Town voted to amend the Southern Berkshire Regional School District Agreement at Section 4e by deleting the date, January 1st, and substituting in its place the date October 1st, said latter date being consistent with the Massachusetts Education Reform Legislation of 1993. The voice vote was:
Unanimous

Article 2: The Town voted to transfer from Free Cash the sum of \$39,051 to the Southern Berkshire Regional School Operating Account. The Town, in discussion, took this action to conform with the revised assessment of the Town's share of the Regional School Operating Budget as determined by application of data which became available after the amounts requested for the Annual Town Meeting of May 7, 1994. It was agreed that members of our Finance Committee and the Selectmen will review the School budget for this coming year and make every attempt to assure and justify a level funded School budget for Fiscal Year 1995-96. The voice vote was:
Unanimous

There being no other business brought before the Special Town Meeting, the meeting was adjourned at 7:32 PM.

Report of the State Election

November 8, 1994

Total votes Cast: 358

| | |
|---|-----|
| Senator in Congress | |
| Edward M. Kennedy | 230 |
| W. Mitt Romney | 119 |
| Governor of Commonwealth | |
| William F. Weld | 187 |
| Mark Roosevelt | 156 |
| <i>(with running mates: A. P. Cellucci; Robert K. Massie)</i> | |
| Attorney General | |
| L. Scott Harshbarger | 244 |
| Janis M. Berry | 93 |
| Secretary of State | |
| W.F.Galvin | 181 |
| A. E. Chase | 134 |
| Treasurer | |
| Shannon P. O'Brien | 184 |
| J. D. Malone | 135 |
| Auditor | |
| A.Joseph DeNucci | 220 |
| F.A.Tim Clark | 90 |
| Representative in Congress | |
| John W. Olver | 273 |
| Councillor, Eighth District | |
| Edward M. O'Brien | 262 |
| Senator in General Court | |
| Jane Maria Swift | 256 |
| Representative in General Court | |
| Christopher J. Hodgkins | 254 |
| District Attorney | |
| Gerard D. Downing | 275 |
| Clerk of Courts | |
| Deborah S. Capeless | 268 |
| Register of Deeds | |
| Irene M. Skorput | 251 |
| County Commissioner | |
| William Smitty Pignatelli | 251 |

Ballot Questions on the State Ballot:

| | |
|--|-----------------|
| Question 1 regarding spending limits for ballot committees: | 226 yes, 111 no |
| Question 2 regarding motor vehicle safety belts | 252 yes, 92 no |
| Question 3 regarding fee waivers and student organizations | 120 yes, 206 no |

| | |
|--|------------------|
| Question 4 regarding term limits for state office | 130 yes, 204 no |
| Question 5 regarding retail stores open on Sundays and holidays | 181 yes, 162 no. |
| Question 6 regarding changes in the tax rate | 223 yes, 116 no |
| Question 7 regarding graduated tax rates | 208 yes, 125 no |
| Question 8 regarding gas tax and highway funds | 231 yes, 102 no |
| Question 9 regarding rent control | 110 yes, 220 no |
| Question 10 regarding gun victim compensation | 235 yes, 88 no |
| Question 11 regarding abolishing County government | 132 yes, 178 no |
| Question 12 regarding a bypass to the Turnpike | 174 yes, 135 no. |

Report of the Special Town Meeting

May 6, 1995

Commonwealth of Massachusetts, County of Berkshire, Town of Monterey

I, Barbara B. Swann, Clerk of the Town of Monterey, Massachusetts, hereby certify that at the Special Town Meeting of the Town of Monterey, duly called and held on Saturday, May 6, 1995 at 9:00 o'clock in the morning, where 18 over the 15 person quorum of qualified voters of the Town of Monterey met in the firehouse of the Monterey Fire Company, Ltd., the following articles appeared in the warrant. I further certify that at said meeting, the following action was taken on those articles. The meeting was called to order by the Moderator at 9:00 AM. Reading of the full warrant was waived at 9:01 AM.

Article 1: The Town voted to transfer \$15,000 from Free Cash to the Reserve Fund. The original warrant article had called for a transfer of \$12,000, but the Fire Company need for \$3,250 to upgrade their Self-Contained Breathing Apparatus (SCBA) packs was noted as an immediate need. The vote to amend \$12,000 to \$15,000 was passed unanimously. The Town approved the transfer.

unanimously

Article 2: The Town voted to transfer from Free Cash the sum of \$5,000 to the Sand and Snow Account.

unanimously

There being no further business, the Special Town Meeting voted to adjourn at 9:04 A.M.

Report of the Annual Town Meeting

May 6, 1995

Commonwealth of Massachusetts, County of Berkshire, Town of Monterey

I, Barbara B. Swann, Clerk of the Town of Monterey, Massachusetts, hereby certify that at the Annual Town Meeting of the Town of Monterey, duly called and held on Saturday, May 6, 1995 at 9:00 o'clock in the morning, where 126 of the 498 qualified voters of the Town of Monterey met in the firehouse of the Monterey Fire Company, Ltd., the following articles appeared in the warrant. I further certify

that at said meeting, the following action was taken on these articles. The meeting was called to order by the Moderator at 9:04 AM as a quorum of voters was present. Reading of the full warrant was waived at 9:05 AM. The polls were declared open at 9:06 AM.

Article 1: The Town brought in their votes for the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town: [* indicates the winner of a contested position)

Total votes: 263 of 498.

| | | |
|------------------------------------|--------------------------|-----|
| Board of Appeals for five years | Cynthia J. Weber | 203 |
| Board of Assessors for three years | Gerry Shapiro | 212 |
| Board of Selectmen for three years | Peter S. Brown | 213 |
| Cemetery Committee for three years | Rudolph Gero | 214 |
| Finance Committee for three years | *Andrea Chase Dunlop | 152 |
| | Jed Lipsky | 100 |
| Library Trustee for three years | Anne Marie Makuc | 211 |
| Library Trustee for three years | William Marsh | 159 |
| Moderator for one year | Mark J.J.Makuc | 233 |
| Parks Commission for three years | James Thomas | 221 |
| Planning Board for five years | Gerry Shapiro | 203 |
| Treasurer for three years | *Patricia M. Schoonmaker | 137 |
| | Maryellen A. Brown | 118 |
| So.Berk.Reg.Sch.Dist for two years | Donna B. Burkhart | 217 |
| Tax Collector for three years | Henry J. Makuc | 218 |
| Tree Warden for one year | Roger C. Tryon | 219 |

In addition, the Town voted that it be allowed to exempt from the provisions of Proposition 2 1/2, so called, the amount required to pay for the bond(s) issued in order to purchase a new fire truck by a vote of 155 yes, 57 no, with 51 abstentions.

s./Linda Thorpe, Deputy Constable. s./Barbara B. Swann, Town Clerk. The difference between vote totals above and all votes cast consisted of blank votes cast or fewer than three write-in votes.

Article 2: The Town approved the reports of all Officers, Agents and Committees of the Town.

unanimously

Article 3: The Town raised and appropriated the following sums of money,including appropriations and transfers from available funds to defray charges and expenses of the Town, including salaries of Town Officers and employees, debt and interest, and provided for a Reserve Fund for the ensuing year as follows:

| | | |
|-----|-------------------------|--------|
| 100 | GENERAL GOVERNMENT | |
| 114 | Moderator | 100 |
| 122 | Selectmen | 5,650 |
| | Selectmen's Secretary | 7,148 |
| | Selectmen's expenses | 1,900 |
| 123 | Procurement | 0 |
| 124 | Temporary Employees | 2,050 |
| 131 | Finance Committee | 600 |
| 132 | Reserve Fund | 0 |
| 135 | Town Accountant | 7,934 |
| | Accountants Expenses | 500 |
| 141 | Assessors | 4,000 |
| | Assistant Assessor | 11,650 |
| | Assessor's Clerk | 2,833 |
| | Assessor's Expenses | 10,100 |
| | Assessor's Computer | 4,100 |
| 145 | Town Treasurer | 7,553 |
| | Treasurer's Expenses | 1,500 |
| 146 | Tax Collector | 7,553 |
| | Tax Collector Expenses | 4,200 |
| | Tax Collector Computer | 1,700 |
| 148 | Bank Charges | 1,000 |
| 151 | Town Counsel | 1,000 |
| 158 | Printing and Stationery | 4,300 |
| 159 | Town Office Secretary | 22,707 |
| 160 | Town Clerk | 7,516 |
| | Town Clerk Expenses | 1,800 |
| | Town Clerk Education | 500 |
| 162 | Election Expenses | 1,200 |
| 163 | Registration | 350 |
| | Street Listing/Census | 2,000 |

| | |
|--|----------------|
| 171 Conservation Commission | 500 |
| 175 Planning Board | 1,300 |
| 176 Board of Appeals | 1,000 |
| 192 Meeting Hall | 620 |
| 195 Town Report | 1,600 |
| 196 Town Offices | 12,300 |
| 197 Computer Software Support | <u>5,000</u> |
| TOTAL | 144,064 |
| 200 PUBLIC SAFETY | |
| 209 Constable | 125 |
| 210 Police Chief | 6,676 |
| Police Protection | 21,960 |
| Police Facilities | 3,000 |
| 220 Fire Protection | 20,000 |
| 222 911 System St. Listing | 0 |
| 240 Building Inspector | 3,100 |
| 243 Plumbing Inspector | 1,750 |
| 245 Wiring Inspector | 1,750 |
| 247 Animal Inspector | 100 |
| 291 Civil Defense | 500 |
| 292 Animal Control Officer | 1,800 |
| 293 Wildlife Control Expense | 31,500 |
| 296 Tree Warden | <u>4,150</u> |
| TOTAL | 66,411 |
| 300 EDUCATION | |
| 301 School Committee | 600 |
| 310 Schools: Capital | 193,830 |
| Schools: Operating | <u>552,524</u> |
| TOTAL | 746,954 |
| 400 PUBLIC WORKS AND FACILITIES | |
| 422 Highway Maintenance | 117,078 |
| 423 Snow and Sand | 83,392 |
| 424 Public Lightening | 3,150 |
| 426 Highway Capital | 50,000 |
| 427 Machinery and Tools | 20,000 |
| 428 Town Garage | 18,000 |
| 431 S.Berk Waste District | 2,415 |
| 433 Disposal Area | 64,500 |
| 431 Rubbish Collection | 1,500 |
| 491 Cemetery Maintenance | 4,500 |
| 495 Soldier's Graves | <u>550</u> |
| TOTAL | 365,085 |

500 HUMAN SERVICES

| | |
|-------------------------------|------------|
| 510 Board of Health | 1,250 |
| Board of Health Expenses | 400 |
| 511 Sanitary Inspector | 8,000 |
| 522 Visiting Nurse | 1,500 |
| 523 Berkshire Mental Health | 835 |
| 529 Children's Health Program | 1,000 |
| 530 Hospice | 550 |
| 541 Council on Aging | 400 |
| 543 Veteran's Benefits | 1,600 |
| 549 Construct | <u>250</u> |

TOTAL 16,035

600 CULTURE AND RECREATION

| | |
|----------------------|------------|
| 610 Library, General | 25,240 |
| Library, Maintenance | 2,500 |
| 630 Park Commission | 16,900 |
| 692 Memorial Day | <u>500</u> |

TOTAL 45,140

700 DEBT SERVICE

| | |
|------------------|--------------|
| 710 Debt Service | <u>4,000</u> |
|------------------|--------------|

TOTAL 4,000

900 MISCELLANEOUS

| | |
|---------------------------------|---------------|
| 911 Berkshire County Retirement | 15,724 |
| 913 Employment Security | 700 |
| 914 Health Insurance | 33,000 |
| 915 FICA | 7,600 |
| 916 State Board of Retirement | 200 |
| 919 Vacation, Sick Pay, Holiday | 13,289 |
| 945 Bonds and Insurance | <u>46,000</u> |

TOTAL 116,513

OPERATING BUDGET \$1,504,202,000.00

SPECIAL ARTICLES 85,257.00

TRANSFERS 21,240.91

TRANSFER FROM STABILIZATION 165,000.00

TOTAL BUDGET \$1,735,699.91

Bond Issue (5 Year) 98,000.00

Article 4. The Town voted to authorize the Selectmen to set the compensation of employees of the Town’s Highway Department within the following ranges, beginning July 1, 1995:

| | |
|--------------------------------------|--------------------------------|
| Highway Superintendent: | \$20,000 to \$32,633 per year; |
| Special Skilled Part-Time Employees: | \$12.00 to \$15.82 per hour; |
| Highway Employee Level I: | \$ 9.50 to \$12.12per hour; |
| Highway Employee Level II: | \$ 5.75 to \$ 9.50 per hour. |

Unanimously

Article 5: The Town voted to raise and appropriate the sum of \$10,000 to be held in the Stabilization Fund.

unanimously

Article 6: The Town voted to authorize and direct the Assessors to take \$40,000 from available funds to reduce the tax levy for the fiscal year beginning July 1, 1995.

unanimously

Article 7: The Town voted to transfer from Overlay Surplus to the Reserve Fund the sum of \$20,000.

unanimously

Article 8: The Town voted to raise and appropriate the sum of \$2,757 for the Berkshire County Sheriff’s Communications Center User Cost.

unanimously

Article 9: The Town voted to raise and appropriate the sum of \$16,000 for the purchase of a wing for the Highway Department’s grader.

Article 10: The Town voted both to transfer and to borrow the sum of \$263,000 for the purchase of a fire truck and determined \$165,000 would be transferred from the Stabilization Fund, and the sum of \$98,000 from borrowing with a five year bond.

unanimously

Article 11: The Town voted to authorize the Selectmen to sell the 1976 Farra fire engine by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Board of Selectmen.

unanimously

Article 12: The Town voted to transfer from the Berkshire County Dog Tax Account the sum of \$240.91 to the Library Appropriation Account, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172.

unanimously

Article 13: The Town voted to raise and appropriate the sum of \$8,500 (amended from \$6,000 with a vote of 44 aye, 10 no) to meet the requirements of the Americans with Disabilities Act for access to the Monterey Library building. affirmative in the majority

Article 14: The Town voted to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000.

unanimously

Article 15: The Town voted to raise and appropriate the sum of \$3,000 for the Town's share in a regional collection of household hazardous waste to be coordinated by the Southern Berkshire Solid Waste Management District. This would only be a one time collection, and the implementation of sign-up or amount of waste for the district remain to be worked out.

unanimously

Article 16: The Town voted to raise and appropriate the sum of \$20,000 for improvements to the Town Offices to supplement the sum of \$20,000 appropriated last year. It is the expectation of the Selectmen that the improvements will include access ramp to the Town Hall and remodeling the stair well as well as drainage issues.

Majority Affirmative Vote

Article 17: The Town did not vote to raise and appropriate the sum of \$250 or any other sum to assist in the costs of child care incurred by members of Town Boards or Committees while engaged in official Town business, to cover the cost of designated child care during Annual Town Meeting, and to be considered for inclusion in the regular operating budget at the next Annual Town Meeting.

Article 18: The Town voted informally (since the Town of Egremont had already defeated this article and the vote would have no meaning) to amend the May 18, 1953, Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph: g) Each Committee members's vote shall be weighted so as to reflect the ratio that the Committee member's town population bears to the total district population, based on the most recent official town census of each member town as of April 15, 1995, and adjusted annually thereafter, based on the annual town census. If any town is represented by more than one Committee member, the weighted vote shall be divided equally among the Committee members of such town. Such weighted voting shall become effective at the 1995 Annual School Committee Organizational Meeting and shall automatically terminate at the 1997 Annual School Committee Organizational Meeting unless extended by majority vote in all member towns at their annual town meetings in 1997. If not so extended, each Committee member shall be entitled to one vote, beginning with the 1997 Annual School Committee Organizational Meeting.

Yes 34 No 10

Article 19: The Town voted to approve the following addition to the Town's bylaws:

ARTICLE XXV. NON-CRIMINAL DISPOSITION:

The Town of Monterey hereby accepts the provisions of Massachusetts General Laws Chapter 40, Section 21D, as an enforcement procedure to be used as an alternate to the enforcement of its bylaws and regulations as currently specified.

The following bylaw articles may be enforced by M.G.L. Chapter 40, Section 21D:

Article V, Unregistered or Dilapidated Motor Vehicles Penalty: \$10
Enforcing agent: Police Officers.

Article VI, Solicitor's Permits Penalty: \$20. Enforcing agent: Police Officers.

Article VIII, Regulation of Motor Boats (Sections 1 to 5) Penalty: \$20 to \$50 Enforcing agent: Local and state enforcement officers, Harbormasters and/or other Town officials designated and authorized by the Board of Selectmen.

Article IX, Earth Removal Penalties: 1st offense: \$ 50 2nd offense: \$100 3rd offense: \$200 Enforcing agent: Police Officers or Inspector of Buildings.

Article X, Mandatory Recycling Penalty: \$25 Enforcing agent: Police Officers.

Article XII, Dog Restraint Penalties: Section 1: \$15 Section 2: \$10
Enforcing agent: Dog Officer or Police Officers.

Article XIII, Alarm Systems Penalties for false alarms: 1) Police Alarms 1st offense: no penalty 2nd offense: \$ 50 3rd offense: \$100 2) Fire Alarms 1st offense: no penalty 2nd offense: \$100 3rd offense: \$200 Enforcing agent: Fire Chief or Police Officers.

unanimously.

Article 20: The Town voted to amend the Zoning Bylaw Section VIII.A. Enforcement by striking the words "shall be administered and enforced by the Board of Selectmen" and inserting "shall be administered and enforced by the Inspector of Buildings under the supervision of the Board of Selectmen"; and amended the Zoning Bylaw Section VIII.B.1.a. by striking the words "The Board of Selectmen" and inserting "The Inspector of Buildings"; and amended the Zoning Bylaw Section VIII.B.1.b. by striking the words

"the Board of Selectmen" and inserting "the Inspector of Buildings"; and amended the Zoning Bylaw Section VIII.B.1.d. by striking the words "The Board of Selectmen" and inserting "The Inspector of Buildings" and by striking the words "Selectmen or their representative" and inserting "Inspector of Buildings"; and amended the Zoning Bylaw Section IV.B.2.1.1. by striking the words "the Board

of Selectmen"; and amended the Zoning Bylaw Section IV.E.2.a. by striking the words "The Board of Selectmen" and inserting "The Inspector of Buildings."

unanimously.

Article 21: The Town voted to amend the Zoning Bylaw Section VIII.A. Enforcement by striking the entire subsection and inserting the following:

SECTION VIII.A. Enforcement 1. This Protective Bylaw shall be administered and enforced by the Inspector of Buildings under supervision of the Board of Selectmen. Anyone violating any of the provisions of this Bylaw may be fined not more than two hundred dollars (\$200) for each offense. Each day that such violation continues may constitute a separate offense. 2. In addition to the procedures for enforcement as described above, the provisions of this Protective Bylaw may also be enforced, by the Inspector of Buildings and the police, by non-criminal complaint pursuant to the provisions of M.G.L. Chapter 40, Section 21D. Each day on which a violation exists may be deemed to be a separate offense. The penalty for violation of any provisions of this bylaw shall be: \$25.00 for the first offense; \$50.00 for the second offense; \$100.00 for the third offense; and \$200.00 for the fourth and each subsequent offense.

unanimously

Article 22: The Town voted to amend the Town Bylaws by adding Section 4 to Article X, Solid Waste Management, as follows:

Section 4. Each household, including the tenants thereof, which uses the Town's Solid Waste Facility, shall apply every fiscal year for a permit for use of said facility. Every business which uses the facility shall apply for a separate business permit for use of the facility. Every commercial hauler shall apply for a Hauler's Permit. Permits will be issued according to terms established by the Board of Selectmen and the Solid Waste Committee, and will include thereon the vehicle plate number for which the permit is granted. Users of the facility without a permit will be subject to fines under the provisions of M.G.L. Chapter 40, Section 21D, of no less than \$25 per violation and no more than \$300 per fiscal year.

unanimously.

[The Attorney General disallowed the last paragraph of this by-law, arguing that the fine must be fixed.]

Article 23: The Town voted to approve the following:

"The Board of Selectmen shall refer to itself, and the General Bylaws and all Rules and Regulations of the Town shall refer to the Board of Selectmen, as the Select Board, but, in such case, it shall continue to

function as the Board of Selectmen as that term is used in the General Laws and shall have all the powers and perform all the duties of the Board of Selectmen under the General Laws, any special laws applicable to the Town, including the representative town meeting act, the General Bylaws and the Zoning Bylaws of the Town

unanimously

Article 24: The Town voted to authorize and direct the Board of Selectmen to appoint a Salary Committee for a term of no less than three years, said committee to be responsible for reviewing, recommending and reporting each year to the Board of Selectmen and Finance Committee the salaries and wages for each position of the Town, whether elected or appointed, or take any other action relative thereto.

unanimously

Article 25: The Town voted to authorize and direct the Board of Selectmen to establish a quarterly meeting, announced in advance and open to the public, consisting of at least one representative from each Town committee or board to coordinate current and future Town needs and activities.

unanimously

Article 26: The Town voted to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1996, pursuant to Massachusetts General Laws Chapter 44, Section 53F.

unanimously

Article 27: The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Selectmen, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement to be applied to discharge the loan.

unanimously

Article 28: The Town voted to authorize the Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1995, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17.

unanimously

Article 29:. The Town voted to authorize The Library Trustees to appoint a member thereof to the office of Library Director, and to set the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A.

unanimously

Article 30:. The Town rejected a proposal from the floor that there be qualified architectural oversight provided for all Town building projects.

A motion to adjourn was seconded and passed.

unanimously at 1:15 PM.

Report on Licenses sold in the Town of Monterey

County Dog Tags in Monterey 7/94 - 7/95

| | No. | Gross | Fees | County |
|----------------|------------|---------------|--------------|---------------|
| Female Dogs | 5 | 50.00 | 3.00 | 47.00 |
| Spayed Females | 55 | 220.00 | 38.25 | 181.75 |
| Male Dogs | 12 | 120.00 | 9.00 | 111.00 |
| Neutered Males | 33 | 132.00 | 24.75 | 107.25 |
| Kennel Tags | 2 | 40.00 | 1.50 | 38.50 |
| TOTAL | 132 | 562.00 | 76.50 | 485.50 |

Fish and Game Licenses:

| | No. | Gross |
|----------------------------|------------|-----------------|
| Resident Fishing | 20 | 250.00 |
| Minor Fishing | 0 | 0 |
| Resident Age 65-69 Fishing | 1 | 6.25 |
| Resident Age 70 Fishing | 0 | 0 |
| Non-Resident Fishing | 60 | 1,050.00 |
| Non-Resident 7 day Fishing | 4 | 46.00 |
| Resident Trapping | 1 | 20.50 |
| Duplicate Licenses | 1 | 2.00 |
| Resident Hunting | 8 | 100.00 |
| Resident Age 65 Hunting | 0 | 0 |
| Resident Age 70 Hunting | 0 | 0 |
| Non-Resident Big Game | 0 | 0 |
| Non-Resident Small Game | 0 | 0 |
| Sporting | 0 | 0 |
| Sporting Age 65 | 0 | 0 |
| Firearms/Archery | 10 | 51.00 |
| Primitive Firearms Stamp | 0 | 0 |
| Resident Conservation | 40 | 200.00 |
| Nonresident Conservation | 66 | 330.00 |
| TOTAL | 226 | 2,351.75 |
| Fees | | 55.00 |

For State **2,296.75**

Vital Statistics Report of the Town of Monterey
July 1, 1994 - July 1, 1995

Births:

A daughter to Mark J.J. Makuc and Mary Theresa Makuc, August 4, 1994
A son to J. Michael Marcus and Nancy Richards Marcus, September 16, 1994
A son to Robert C. and Frances Huberman Carlson, September 30, 1994
A son to David S. and Veronica Rassias Markwood, October 4, 1994
Twin daughters to Bruce P. and Kathleen Gates Robertson, December 6, 1994
A daughter to Brian W. and Paula McGurn Snyder, February 27, 1995
A son to Richard J. and Diana Piepho Snyder, May 17, 1995

Marriages:

Edmund P. Sepanski and Lisa Lee Labrecque, July 2, 1994 in Monterey
Pierre R. Erville and Cynthia G. Gill, August 19, 1994 in Sandisfield.
Derek D. Shewchuk and Holly Tamminen, September 3, 1994 in New Marlborough.
Stephen Joseph Landry and Laurie Ann DiNicola, September 10, 1994 in Monterey.

Deaths:

July 25, 1994 Douglas Hunter Lyman, age 62
August 31, 1994 Susan W. McAllester, age 75
September 12, 1994 William S. Griffith, age 83
December 10, 1994 Albert Wallace Tryon, age 100

Respectfully submitted,
TOWN CLERK

Barbara B. Swann

REPORT OF THE TOWN TREASURER

G.B. Savings

| | |
|-----------------------------|-----------|
| Abercrombie Library M. Mkt. | 9,343.02 |
| Conservation | 9,534.04 |
| Perpetual Care | 22,596.15 |
| Perpetual care CD | 16,891.58 |
| Library memorial | 1,320.27 |
| Art council Money M. Mkt. | 5,682.95 |

| | |
|--|-----------|
| Shawmut Bank | 28,704.30 |
| Bank of Boston | 41,678.19 |
| First Nat. bank: Stabilization M. Mkt. | 42,694.18 |
| Bay Bank | 484.25 |
| Lee Bank | |

| | |
|------------------|-------------------|
| Stabilization CD | 158,952.00 |
| Operating | <u>172,547.08</u> |

Total all Cash and Investments **510,428.01**

Respectfully Submitted,
TREASURER
Patricia Schoonmaker

REPORT OF THE TREE WARDEN

The Memorial Day Tornado that roared through Monterey with 260 mile an hour winds consumed most of my time as your Tree Warden this year. It uprooted and damaged trees on eleven roads in town. Over \$200,000. was spent just the clean up our town roads. We lost many of our 100 year old trees in these damaged areas as well as many younger trees growing to take their place. In the fall of 1995, many of the townspeople got together with funds they raised over the summer and planted 75 trees and shrubs on Rte. 23 and Rte. 57 on the west end of town. We will continue to replant trees in the tornado damaged areas as the town raises or appropriates money to do so. The Monterey Fire Company is handling and managing the tree fund. Donations will be gladly accepted.

Respectfully Submitted,
TREE WARDEN
Roger Tryon

REPORT OF THE DISTRICT DEPT. VETERAN'S SERVICES

| | District | Town |
|---|------------|----------|
| Paid by Towns | 29,570.72 | 0 |
| Refund from Veterans | 2,478.50 | 0 |
| State Reimbursements (75%) DUE | 22,178.04 | 0 |
| Paid by the Veterans Administration | | |
| Compensations/Pensions | 157,846.00 | 0 |
| Medical Assistance | Included | Included |
| Burial Benefits | 0 | 0 |
| Grave Markers | 39 | 2 |
| Burial Flags | 40 | 2 |
| Veteran Services Paid for by District Towns | | |
| Dist. Office Cases & Assistance | 687 | 19 |
| Administrative Budget | 35,006.00 | 1,557.72 |

Respectfully Submitted,

DIRECTOR/AGENT
Arnold A. Hayes

REPORT OF THE VISITING NURSE ASSOCIATION

| | #Sessions | #Attended |
|-------------------|-----------|-----------|
| 1. Clinics | | |
| Blood Pressure | 11 | 76 |
| Immunizations | | |
| Mantoux | 1 | 27 |
| Influenza Vaccine | 1 | 56 |

2. BVNA SERVICES - We provided 276 home health visits to residents of Monterey. Care received included Skilled Nursing, Physical Therapy, Occupational Therapy, Speech Therapy, Medical Social Worker, Maternal/Child Health, and Home Health Aide.

Also of interest to Monterey residents, free blood pressure screening clinics are held the third Tuesday of the month, 9-10:30 a.m., at the Town Hall. Immunizations are also offered monthly. Call 1-(800)788-BVNA for more information.

We look forward to seeing you at our clinics and working together in the future to maintain and promote good health in Monterey, and we always welcome your comments and feedback.

Respectfully submitted,
Helen Down, *Agency Director*

REPORT OF THE WILDLIFE CONTROL OFFICER

I responded to twenty calls for Town wildlife problems last year. Out of the twenty, ten were sick or injured Raccoons and the other ten were coyote predating on livestock and problem black bear raiding bird feeders. The bear problems were resolved by taking away the food source (the feeders). Porcupines, squirrels and deer hit by cars were attended to. Dead or dying deer calls and disposal as well as bear nuisance calls were done at no charge to the Town as there was no appropriation or clearance for this service.

In the days following the tornado, the wildlife were confused. Some were killed or injured seriously by the tornado. These animals were dealt with as quickly and humanely as possible.

As Asst. Animal Inspector, I responded to six quarantine calls involving sick wildlife attacking either persons or domestic animals. Domestic large and small animal calls were responded to and then referred to the appropriate Town officers. Respectfully submitted,

Respectfully submitted,
WILDLIFE CONTROL
Dale Duryea

REPORT OF THE WIRING INSPECTOR

The report of the wiring inspector for the period starting July 1, 1994 to June 30, 1995 is as follows:

Total permits processed were 40 and the total fees received for the period were \$1 285.00.

I wish to thank Michael Leining for his support and insight as Alternate Inspector of Wi res.

Respectfully Submitted,
INSPECTOR OF WIRES
Robert Clausen

REPORT OF THE BCRPC

We look back on 1994, a year of search for new direction and the naming of our new Executive Director, "Nat" Karns. Participation of your Planning Board Delegate or your Alternate Delegate (either by active participation or by default), has helped to set our course. The seeds planted in 1994 have begun to bear fruit.

In 1994, the search for our new Executive Director made us search first our Berkshire County Regional Planning Commission soul, and what emerged in BCRPC's new mission statement is the goal of serving better our client, our constituent communities. To that end, we made the following initiatives for which we invite your comment:

1. A series of sub-regional meetings last fall, to introduce the new Executive Director, Nat Karns, to present first hand our Mission 's additional funding.

The North/South Connector Task Force had been set up by Secretary of Transportation Kerasiotes before Nat Karns reached here last September to begin his work with us. The results of that time-consuming "process" initiated by the Commonwealth remain to be seen. Our participation, never optional, was prepared under Nat Karns' leadership with effort and energy. The need for land use management if any corridor proposed for county-wide travel is going to be a solution was clearly recognized by all participants of the Task Force. We carry into our new year the need to bring that recognition, and knowledge of the means by which that ideal can be achieved, to every one of our communities

In 1994, your comments were critical in helping us serve the needs of this County.

In the New year, your interest and comments help us to move forward to meet those needs effectively.

From BCRPC Executive Director, Nathaniel W. Karns, AICP:

NEW HANDS AT THE HELM

After 27 years under the leadership of Karl Hekler and a year of transition, 1995 saw the arrival of the Berkshire County Regional Planning Commission's second executive director, Nathaniel W. Karns, AICP. His arrival, just prior to Labor Day, culminated a process which had begun the previous year. During that time, a dedicated group of Delegates, Alternates and others interested in the future of regional planning in Berkshire County spent countless hours considering the planning needs of the County, the mission of the Commission in meeting those needs, and the qualities necessary from a director to assist the Commission in accomplishing the mission.

1995 began with the actual advertisement of the Executive Director's position in January, a lengthy screening process by the Personnel Committee, interviews in May, and selection and approval of the new Executive Director in June. Nat Karns began work at the Berkshire County Regional Planning Commission in late August. During the Fall, he concentrated on meeting a number of officials from throughout the County and on the deliberations of the North-South Connector Task Force.

COMMISSION ACTIVITIES DURING 1994

Meeting Foci:

State Forests and Parks in Your Community: Benefit or Burden?
(January)

Meet Dianne M. Smith, Administrator of the BRTA (the "B")
(February)

The "Growing Smart Legislation" with Katherine Preston of 1000
Friends of Massachusetts (March)

"Growing Smart"- Drafting BCRPC's Comments (April)

"Man from MEPA": Jan Reitsma, Director of MEPA (May)

Vote of the Commission on the Recommendation to the Commission of the Candidate to become Executive Director (June)

Regional Planning Activities:

Reviewing the Environmental Review Process

Participated in the "Connections" Program on the North-South Connector which was developed by North Adams State College

Study of Art Related Business in Berkshire County completed for Northern Berkshire Industrial Park and Development Corporation Reviewed and followed activities of Low Level Radioactive Waste Management Board and provided comments to the Board Initiated a monthly newsletter, "BCRPC: Footnotes, Morsels, and Tidbits for

Zoners and Planners" and the "Land Use Memorandum" which is a monthly in-depth report on a specific local planning topic

Endorsed a "Yes" vote on the North-South Connector November Ballot question Participated in Greylock Center Advisory Committee for the Department of Environmental Management Joint Finance and Education Task Forces were established with the Berkshire

Land Use Commission and began meeting

Endorsed a project and grant application by the Berkshire Food and Land Council

Regional Legislative Activities:

Comment upon "Growing Smart" Legislation

Provided endorsement of passage of 1994 Transportation Bond Bill to regional legislators

Commented to regional legislators on SB 1848 which would establish a State-level Zoning Appeals Board

Planner of the Year Award for 1994:

Jack Spencer of Stockbridge

Speaker for Annual Meeting for 1994:

David Soule, Executive Director for the Metropolitan Area Planning Commission

Clearinghouse Reviews:

Stockbridge Water Treatment Plant ENF (Stockbridge)

Hinsdale Plunkett Dam ENF (Hinsdale)

Upcountry Shops FEIR (Lenox)

The Berkshire Crossing FEIR (Pittsfield)

Burning Tree Subdivision ENF (Great Barrington)

Spencer Art Studio ENF (Williamstown)

Brushwood Farm Expansion FEIR (Lenox)
Willowood Nursing Home at Ventfort Hall DEIR (Lenox)
Massachusetts Turnpike Park-and-Ride Program (Lee and West Stockbridge)
Burbank Park Urban Self-Help Grant Application A-95 Review (Pittsfield)
Construction of New Ski Slope ENF (Great Barrington)
Berkshire Outlet Village ENF, DEIR and SDEIR (Lee)
Berkshire Regional Transit Authority Section 18 Operating Assistance Grant Application
Proposed Water System Improvements Pre-Application (Lee)
Integrated Solid Waste Project Composting Facilities Notice of Project Change (Great Barrington)
Route 7/20 Improvements Project FEIR (Lenox and Pittsfield)
Windsor Lake Drawdown ENF (North Adams)
Proposed Pittsfield Resource Recovery Facility Expansion Notice of Project Change (Pittsfield)

Transportation Planning Activities:

Berkshire Regional Transit Authority Americans with Disabilities Act Plan (January)
Establishment of Transportation Enhancement Project Priorities (April)
Adoption of 1995-1997 Transportation Improvement Program (June)
North-South Connector Task Force (support as requested); specific position taken to request an impartial facilitator be hired to assist the Task Force
Draft of Public Participation Plan prepared (August) and second draft presented in December
Adoption of 1994-95 Unified Work Program for Transportation (September)
Presentation on State Transportation Plan - "Accessing the Future" (October) and provided comments to the State in December

Grant Applications and Other Funding:

Commercial Strip Build-Out Analysis - Executive Office of Communities & Development (June)
Solid Waste Management Grant - Department of Environmental Protection (November)

Respectfully Submitted,
BCRPC

Notes:

TELEPHONE DIRECTORY

Local Emergency Numbers—

| | |
|---|----------|
| To report a FIRE | 528-1932 |
| EMT's (Emergency Medical Technicians) | 528-1932 |
| POLICE—Local | 528-3211 |
| State..... | 243-0600 |
| AMBULANCE | 528-3900 |
| Fairview HOSPITAL | 528-0790 |

| Department | Calls to | Telephone |
|---|-----------------------------------|-----------|
| Aging, Council on | Pauline Nault | 528-5994 |
| Arts Council | Julie Shapiro | 528-9312 |
| Assessors | | 528-6481 |
| Birth, Marriage, Death | | |
| Certificates | Town Clerk | 528-5175 |
| Building Inspector | Carleton Anderson | 528-4949 |
| Cemeteries | Linda Thorpe | 528-2164 |
| Children's Health Program | | 528-9311 |
| Civil Defense | Tom Gillis | 528-9544 |
| Conservation Commission | | |
| (wetlands procedures) | | 528-1443 |
| Disposal Area | | 528-2275 |
| Dog Officer | Martin Clarke | 528-6694 |
| Gas Inspector | Ray Tryon | 528-2982 |
| Health, Board of | | 528-1443 |
| Highways, Town Shed | | 528-1734 |
| Library | | 528-3795 |
| Licenses — Dog, Fishing | | |
| and Hunting | Town Clerk | 528-5175 |
| Parks/Skating Rink | | 528-1573 |
| Planning Board | | 528-1443 |
| Plumbing Inspector | Robert O. Hammer | 528-2709 |
| Post Office | Walter Parks, Postmaster | 528-4670 |
| Schools (Southern Berkshire Regional School District: | | |
| Superintendent | Thomas A. Consolati | 229-8778 |
| | Monterey Kindergarten | 528-3893 |
| | Mt. Everett, Sheffield | 229-8731 |
| | New Marlborough, Mill River | 229-8867 |
| School Committee | Jed Lipsky | 528-0762 |
| Selectmen | | 528-1443 |
| Tax Collector | Henry Makuc | 528-0150 |
| Town Offices | | 528-1443 |
| Treasurer | Pat Schoonmaker | 528-5603 |
| Tree Warden | Roger Tryon | 528-4091 |
| Veterans' Services | Arnold Hayes | 528-1580 |
| Visiting Nurse Association | | 528-0130 |
| Voting — Registration, | | |
| Absentee Ballots | Town Clerk | 528-5175 |
| Welfare Agent | | 528-2200 |
| Wildlife Control Officer | Dale Duryea | 528-9335 |
| Wiring Inspector | Robert Clausen | 528-2067 |

TOWN SEAL DESIGNED BY EDITH L. WILSON

ANNUAL REPORT

OF THE

OFFICERS OF THE TOWN OF



MONTEREY
MASSACHUSETTS

FOR THE FISCAL YEAR
1995-1996

**TOWN OF MONTEREY
BERKSHIRE COUNTY
COMMONWEALTH OF MASSACHUSETTS**

Established: 1735 (under Tyringham)
Incorporated as a town: April 12, 1847
Land area: 26.55 square miles
Location: Southwestern Massachusetts; bordered on the north by Tyringham; on the east by Otis; on the southeast by Sandisfield; on the south by New Marlborough; and on the west by Great Barrington..
Main roads: Route 23 and Route 57
Topographical features: Elevations range from 920 to 2,160 feet above mean sea level. Rough and stony soil with a belt of good texture loam. The Konkapot Brook runs through the town. There are two lakes: Garfield and Buel.

Regular Meeting Schedules: (*Town Offices are located on Main Road in the Town Hall/ Monterey Grange #291 building.*)

Assessors Board of — second and fourth Wednesday of each month 8:00 p.m.

Conservation Commission — second Monday of each month, 7:30 p.m.

Finance Committee — third Tuesday of each month, 7:30 p.m.

Health, Board of — Mondays 10:00 a.m.

Library Trustees — second Wednesday of each month except July, August and December, 4:15 p.m. at the Library.

Park Commission — first Thursday of each month, 7:00 p.m.

Planning Board — second Thursday of each month, 7:00 p.m.

Roads and Machinery Committee — as needed.

School Committee — alternate Thursdays, 7:30 p.m. at Mt. Everett Regional School Sheffield.

Selectmen Board of — Mondays, 7:30 p.m. If Monday is a legal Massachusetts holiday meetings will be on Tuesday.

Regular Office Hours:

Assessors' Clerk — Tuesday 10:00 a.m.-2:00 p.m.

Tax Collector—Monday and Thursday, 7:00-9:00 p.m., home office.

Town Clerk—Saturday 9:30 a.m.-12:30 p.m., Town Offices.

Town Offices—Monday Tuesday Thursday Friday 8:00 a.m.-4:00p.m.; Wednesday 8:00 a.m.-noon.

Gun Permits: From Police Chief first Saturday of each month 9:00-10:00 a.m. in Town Offices.

Disposal Area (sticker available at Town Offices):

Summer hours (*Daylight Savings*)

Sunday 10:00 a.m.-6:00 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Winter:

Sunday 10:00 a.m.-4:30 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Library:

Monday 7:00 p.m.- 9:00 p.m.

Tuesday 9:30 a.m.-12:00 noon

Wednesday 3:00 p.m.- 5:00 p.m.

Saturday 9:30 a.m.- 12:00 noon

7:00 p.m.- 9:00 p.m.

Annual Report

OF THE

OFFICERS OF THE TOWN OF

MONTEREY

MASSACHUSETTS



FOR THE FISCAL YEAR
1995-1996



In Memoriam - Edith Lavinia Wilson



Edith Wilson in her Studio



With Marjorie McGlaughlin in 1951

Edith Lavinia Wilson of Monterey passed away in July of 1995. She took an extraordinary role in so many areas of Town government, from her first elected office as a School Committee member, in 1945. By 1951, Edith began working toward the establishment of an elective, not appointive, Finance Committee (approved, under special State legislation, in the Acts of 1951). In 1959, both the elective Finance Committee and Monterey's new Planning Board were organized. Edith was elected to the first Planning Board, and became the first Chair of that Board. She worked with the Board to establish our first zoning by-laws. Later, as a longtime member of the Monterey Historical Society, Edith designed the Society's General Knox museum wing, adjoining the Monterey Library. Her flair for design extended to the formal design of Monterey's new Town Seal in 1971.

From her first elective position as a School Committee member, Edith nearly continually held a Town Office: as Planning Board member, Registrar, as well as other positions in the Town. From the early 1960~s, Edith Wilson began working long and tirelessly toward meeting Monterey's municipal office needs. A member of the Town Hall committee of 1964-1971 and its successor in 1988-1991, Edith drew up plans and met long hours in committee meetings for both attempts to solve the need for municipal space within the Town.

After her death in 1995, we learned how Edith's first and last interests for the Town of Monterey were combined in a set of legacies for the Town. She and Margaret McLaughlin designed much of the solution toward two of our most basic needs: a substantial fund for post-secondary education designed for the children of Monterey, and the gift of their property on Main Road and New Marlboro Road toward municipal facilities. Edith dedicated fifty years of her life toward rational government approaches to problems as she saw their possible solutions. All of us will miss her talents, her wit, and her guidance to the Town, and are grateful we could work with her for so many years.

Many if not most of the following Town Officer Reports refer to Edith's contributions to their committees over the years. This informs the reasoning of the Town Report Committee in making a break with tradition and devoting an entire Annual Report ofg the Town in memory of one of our most devoted public citizens.

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ELECTED TOWN OFFICERS

| | | |
|--|---------------------------------------|------|
| Board of Appeals (5 years) | Cynthia M. Weber | 2000 |
| | Robert M. Gauthier | 2001 |
| | Peter S. Murkett, <i>Clerk</i> | 1997 |
| | Peter S. Vallianos, <i>Vice Chair</i> | 1998 |
| | Dean P. Amidon | 1999 |
| Board of Assessors (3 years) | Gerry Shapiro, <i>Chair</i> | 1998 |
| | James H. Bracken | 1999 |
| | Gary Shaw, <i>Clerk</i> | 1997 |
| Board of Selectmen | Peter S. Brown | 1998 |
| | Fred Chapman | 1999 |
| | Georgiana C. O'Connell | 1997 |
| Cemetery Committee (3 years) | Linda E. Thorpe, <i>Chair</i> | 1997 |
| | Jane A. Thorne | 1999 |
| | Rudolph J. Gero | 1998 |
| Constable (3 years) | Raymond W. Tryon | 1998 |
| Finance Committee (3 years) | Greta S. Cherneff, <i>Chair</i> | 1999 |
| | Daniel Moriarty | 1997 |
| | Andrea C. Dunlop | 1998 |
| Library Trustees (3 years) | John M. Higgins, <i>Chair</i> | 1997 |
| | William Marsh | 1998 |
| | Laurie P. Shaw | 1999 |
| | Linda Thorpe | 1999 |
| | Donna Trumbull | 1997 |
| | Anne M. Makuc | 1998 |
| Moderator (1 year) | Mark J.J. Makuc | 1997 |
| Park Commission (3 years) | James J. Thomas | 1998 |
| | R. Thomas Rosenthal | 1999 |
| | Howard W. Burns, Jr. | 1997 |
| Planning Board (5 years) | Wayne Burkhart, <i>Chair</i> | 1998 |
| | M. Maggie Leonard | 2001 |
| | Fred Chapman | 1997 |
| | Gerry Shapiro | 2000 |
| | Joyce Scheffey | 1999 |
| Southern Berkshire Regional School District Committee (two-year term for a maximum of three terms) | Jed P. Lipsky | 1997 |
| Tax Collector (3 years) | Henry J. Makuc | 1998 |
| Town Clerk (3 years) | Barbara B. Swann | 1997 |
| Town Treasurer (3 years) | Patricia K. Schoonmaker | 1998 |
| Tree Warden (1 year) | Roger C. Tryon | 1997 |

APPOINTED TOWN OFFICERS

| | | |
|---|---|--|
| Arts Council | Anita Carroll-Weldon Lewis C. Sheffey Georgiana Shepard Barbara J. Tryon Fred W. Chapman | |
| Board of Appeals, Alternates (two members for a term of five years) | John A. Ryder Mark J.J. Makuc | 2000 2000 |
| Board of Health | Georgiana C. O'Connell, <i>Chair</i> Peter S. Brown Fred Chapman | |
| Capital Highway Improvement Committee | Dean P. Amidon Peter S. Brown Raymond W. Tryon | |
| Care of Soldiers' Graves | | |
| Civil Defense Co-Directors | Peter S. Brown Thomas F. Gillis | |
| Conservation Commission | Raymond W. Tryon, <i>Clerk</i> Muriel Lazzarini Howard W. Burns Richard E. Nault Eric Montgomery Christopher Blair Conrad Ohman | 1997 1997 1997 1998 1998 1999 1999 |
| Council on Aging (three year term) | Pauline Nault, <i>Chair</i> Edward Dunlop Cynthia M. Weber Shirley Olds Leonard J. Weber Robert Rausch | 1999 1999 1998 1999 1999 1997 |
| Cultural Council (members to serve not more than three two year terms) | Julie Shapiro, <i>Chair</i> (1/3/94) Jason Brown (1/3/94) Lindsay Pontius (1/10/94) Nancy Kalodner (1995) Cathy Roth (1995) Maureen Banner (1/3/94) Keith Snow (1996) | 1/31/98 1/31/98 1/31/98 10/2/97 9/18/97 1/31/98 10/21/98 |
| Data Processing Coordinator | Peter S. Brown | |
| Dog Officer/Pound Keeper | Martin T. Clark | |
| Election Inspectors | Joel Schick (D) James Connery (R) | |
| Election Officers | Grace I. Burke (D) Virginia B. Funk (D) Jane Kessler (Ind.) Jane Thorn (R) | |
| Election Officers, Assistant | Ruth Champigny (D) Barbara J. Tryon (R) | |
| Emergency Management Director | Raymond W. Tryon | |
| Enhanced 9-1-1 Coordinator | Peter S. Brown | |
| Fence Viewer | Ernest F. Heath | |

| | | |
|-----------------------------------|--|---|
| Field Drivers | Ernest F. Heath Kenneth R. Heath Sr. | |
| Fire Department | Raymond W. Tryon, <i>Chief</i> Leigh R. Tryon, <i>Asst. Chief</i> Dan Andrus, <i>Lieutenant</i> Patricia A. Andrus Thomas E. Andrus Edward Briggs Maynard A. Forbes Harlan Lanoue Mark Makuc Paul Makuc Michael Marcus, <i>Medical Officer</i> Patrick Sheridan Scott Sheridan Warren Thomson Brook Walsh Shaun Tryon, <i>Junior Member</i> Justin Thomson, <i>Junior Member</i> | EMT |
| Gas Inspector | Raymond W. Tryon | |
| Harbormaster | Dean P. Amidon | |
| Highway Superintendent | Donald Amstead, Jr. | |
| Historical Commission | Anne M. Makuc, <i>Chair</i> Rsymond W. Tryon Barbara J. Tryon Cynthia M. Weber Barbara B. Swann | 1998 1999 1999 1998 1997 |
| Inspector of Animals | Richard D. Tryon | |
| Inspector of Animals, Assistant | Dale Duryea | |
| Inspector of Buildings | Carleton K. Anderson | |
| Inspector of Buildings, Alternate | Thomas F. Gillis | |
| Inspector of Wires | Robert Clausen | |
| Inspector of Wires, Alternates | Michael Leining Joseph Wirth | |
| Plumbing Inspector | Robert O. Hammer | |
| Plumbing Inspector, Alternate | Robert Krupski | |
| Police Department | Gareth Backhaus, <i>Chief</i> Rita Backhaus, <i>Officer</i> Walter Nourse, <i>Officer</i> Robert Fredsall, Jr., <i>Officer</i> Todd M. Moriarty, <i>Officer</i> Jeffrey Bynack, <i>Officer</i> Daren S. Fitzpatrick, <i>Officer</i> Thomas Vickerman, <i>Crossing Guard</i> Gloria Vickerman, <i>Crossing Guard</i> | |
| Procurement Officer | Maryellen A. Brown | |
| Registrars of Voters | Barbara B. Swann, <i>Chair</i> (D) Vivian R. Bynack (D) Joan Brown (R) Fran Amidon (R) | 1997 1997 1998 1999 |

| | | |
|---|--|------------------------------|
| Registrars of Voters, Assistant | Dean P. Amidon (R) Patricia A. Amstead (D) Jane Bohn (Ind). Shelley Bynack (D) Cynthia M. Weber (D) | |
| Salary Committee | James H. Bracken, <i>Chair</i> Jane S. Kessler Walter Parks Barbara J. Tryon | 1998 1998 1998 1998 |
| Sanitary Inspector | Peter J. Kolodziej | |
| Secretary to Board of Selectmen | Judith Kales | |
| Solid Waste Committee | Wayne Burkhardt, <i>Co-Chair</i> Joyce B. Scheffey <i>Co-Chair</i> Rudolph (Rudy) J. Gero Robert Thieriot Bill Kopetchny Nancy Marcus Peter S. Vallianos | |
| Southern Berkshire Regional School District Health Liaison | Agnes Pizzichemi-Bourke | |
| Southern Berkshire Solid Waste Management District | Wayne Burkhardt, <i>Delegate</i> Joyce B. Scheffey, <i>Alternate</i> | |
| Tax Collector, Deputy | Charles W. Seiger, Jr. | |
| Town Accountant | Barbara A. Gauthier | 1998 |
| Town Clerk, Deputy | Linda Thorpe | |
| Town Counsel | Hugh C. Cowhig | |
| Town Office Secretary | Maryellen A. Brown | |
| Town Report Committee | Barbara B. Swann Maggie J. Leonard Peter S. Brown | |
| Veterans' Agent | Albert J. Adams | |
| Veterans Memorial Committee | Dean P. Amidon, <i>Chair</i> Frank D'Amato Arnold A. Hayes Georgiana C. O'Connell Raymond W. Tryon Edith L. Wilson | |
| Warden | Raymond W. Tryon | |
| Warden, Deputy | Linda Thorpe | |
| Wildlife Control Officer | Dale Duryea | |
| Wilson House Committee | Daniel Andrus, Lewis Scheffey, Gerry Shapiro | |
| Assessor, Assistant (appointed by Assessors) | Harry L. Gustafson, Jr. | |
| Assessor, Clerk (appointed by Assessors) | Patricia Amstead | |
| Assess. Rep.-Lake Buel Dist (app. by Assessors) | James H. Bracken | |
| Berk. Co. RPC Delegate (elected by planning Bd.) | Joyce B. Scheffey | |

N.B. All appointments are for the period July 1, 1996, to June 30, 1997, unless otherwise indicated (in which case, appointments terminate on June 30 of specified year).

WARRANT

WARRANT COMMONWEALTH OF MASSACHUSETTS COUNTY OF BERKSHIRE, ss. TOWN OF MONTEREY

To: Raymond W. Tryon, Constable of the Town of Monterey in the County Berkshire,

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in the elections and Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Saturday, May 4, 1996, at 9:00 o'clock in the morning, then and there to act on the following articles:

Article 1 To bring in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town:

- One member of the Board of Appeals for five years.
- One member of the Board of Appeals for one year.
- One member of the Board of Assessors for three years.
- One member of the Board of Selectmen for three years.
- One member of the Cemetery Committee for three years.
- One member of the Finance Committee for three years.
- Two Library Trustees for three years.
- One Moderator for one year.
- One member of the Park Commission for three years.
- One member of the Planning Board for five years.
- One Town Clerk for three years.
- One Tree Warden for one year.

Shall the Town vote to amend the May 18, 1953 Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph:

"(g) Each Town member's vote shall be weighted so as to reflect the ratio that the town population bears to the total district population, based on the most recent official town census of each member town as of January 1, 1996, and adjusted annually on May 1st each year thereafter, based on the annual town census. If any town is represented by more than one Committee member, the weighted vote shall be divided equally among the Committee members of such town."?

_____ Yes _____ No

To see if the Town will vote to authorize the Southern Berkshire Regional School District to establish a stabilization fund in accordance with the provisions of Massachusetts General Laws Chapter 71, Section 16 G 1/2.

_____ Yes _____ No

Shall the Town vote to authorize the Select Board to accept the gift of Edith Lavinia Wilson under Paragraph Third (a) and (b) of her will (Berkshire County Probate #95P0447-EP)?

_____ Yes _____ No

Article 2 To hear and act on the reports of all Officers, Agents and Committees of the Town.

Article 3 To see if the Town will raise and appropriate certain sums of money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and provide for a Reserve Fund for the ensuing year, or raise, appropriate or transfer any other sum of money.

| | | FY 96 BUDGET | RECOMMENDED for 1997 |
|------|---------------------------|-----------------|-------------------------|
| #100 | <u>GENERAL GOVERNMENT</u> | | |
| #114 | Moderator | 100 | 100 |
| #122 | Selectman | 5,650 | 5,820 |
| | Selectmen's Sec'y | 7,148 | 7,362 |
| | Selectmen's Exp. | 1,900 | 2,000 |
| #124 | Temporary Employees | 2,050 | 2,050 |
| #131 | Finance Committee | 600 | 500 |
| #132 | Reserve Fund | 0 | 0 |
| #135 | Town Accountant | 7,934 | 8,172 |
| | Accountant's Expenses | 500 | 500 |
| #141 | Assessors | 4,000 | 4,000 |
| | Assistant Assessor | 11,650 | 12,000 |
| | Assessor's Clerk | 2,833 | 2,918 |
| | Assessor's Expenses | 10,100 | 4,500 |
| #144 | Assessor's Computer | 4,100 | 2,000 |
| #145 | Town Treasurer | 7,553 | 7,780 |
| | Treasurer's Expenses | 1,500 | 1,800 |
| #146 | Tax Collector | 7,553 | 7,780 |
| | Tax Collector Expenses | 4,200 | 4,500 |
| #147 | Tax Collector's Computer | 1,700 | 2,200 |
| #148 | Bank Charges | 1,000 | 1,000 |
| #151 | Town Counsel | 1,000 | 1,000 |
| #152 | Printing & Stat | 4,300 | 4,750 |
| #159 | Town Office Sec'y | 22,707 | 23,388 |
| #161 | Town Clerk | 7,516 | 7,741 |
| | Town Clerk Exp. | 2,300 | 2,600 |

| | FY 96 <u>BUDGET</u> | RECOMMENDED for 1997 |
|---|------------------------|-------------------------|
| #162 Election Expenses | 1,200 | 1,500 |
| #163 Registration | 350 | 350 |
| Bd. Registrars/Clerk | 2,000 | 5,000 |
| #171 Conservation Commission | 500 | 500 |
| #175 Planning Board | 1,300 | 1,300 |
| #176 Board of Appeals | 1,000 | 1,000 |
| #192 Meeting Hall | 620 | 620 |
| #195 Town Report | 1,600 | 2,000 |
| #196 Town Offices | 12,300 | 15,000 |
| #197 Comp. Software & Support | 5,000 | 5,000 |
| Accounting Software & Support | <u>N/A</u> | <u>1,395</u> |
| TOTAL GENERAL GOVERNMENT | 145,764 | 151,426 |
| #200 <u>PUBLIC SAFETY</u> | | |
| #209 Constable | 125 | 125 |
| #210 Police Chief | 6,676 | 6,876 |
| Police Protection | 21,960 | 22,619 |
| #212 Police Facilities | 1,775 | 3,000 |
| #220 Fire Protection | 20,000 | 22,500 |
| #221 Berk Co. Sheriff's Comm. Ctr. | 2,757 | 2,757 |
| #222 911 Sys. Street Listing | 0 | 0 |
| #240 Building Inspector | 3,100 | 3,100 |
| #243 Plumbing Inspector | 1,750 | 1,750 |
| #244 Fire & Gas Inspector | 1,750 | 1,750 |
| #245 Wiring Inspector | 1,750 | 1,750 |
| #247 Animal Inspector | 100 | 100 |
| #291 Civil Defense | 500 | 500 |
| #292 Animal Control Officer | 1,800 | 1,800 |
| #293 Wildlife Control Expense | 1,500 | 500 |
| #296 Tree Warden | <u>4,150</u> | <u>5,150</u> |
| TOTAL PUBLIC SAFETY | 68,161 | 74,277 |
| #300 <u>EDUCATION</u> | | |
| #301 School Committee | 600 | 600 |
| #310 Schools: Capital | 187,657 | 165,185 |
| Schools: Operating | <u>537,288</u> | <u>552,748</u> |
| TOTAL EDUCATION | 725,545 | 718,533 |
| #400 <u>PUBLIC WORKS & FACILITIES</u> | | |
| #422 Highway Maintenance | 117,078 | 121,090 |
| #423 Snow & Sand | 83,392 | 85,894 |
| #424 Public Lighting | 3,150 | 2,200 |
| #426 Highway Capital | 50,000 | 50,000 |

| | FY 96 <u>BUDGET</u> | RECOMMENDED for 1997 |
|---|------------------------|-------------------------|
| #427 Machinery & Tools | 20,000 | 20,000 |
| #428 Town Garage | 18,000 | 18,000 |
| #431 S. Berk Waste District | 2,415 | 2,415 |
| #433 Disposal Area | 64,500 | 64,500 |
| #434 Rubbish Collection | 1,500 | 1,500 |
| #491 Cemetery Maintenance | 4,500 | 4,500 |
| #495 Soldier's Graves | <u>550</u> | <u>550</u> |
| TOTAL PUBLIC WKS & FACILITIES | 365,085 | 370,649 |
| #500 <u>HUMAN SERVICES</u> | | |
| #510 Board of Health | 1,250 | 1,288 |
| #510 Board of Health Expenses | 400 | 500 |
| #511 Sanitary Inspector | 8,000 | 8,000 |
| #522 Visiting Nurse | 1,500 | 1,500 |
| #523 Berkshire Mental Health | 835 | 835 |
| #529 Children's Health Prog. | 1,000 | 1,000 |
| #530 Hospice | 550 | 550 |
| #531 SBYA | 250 | 250 |
| #541 Council on Aging | 400 | 400 |
| #543 Veteran's Benefits | 1,600 | 1,600 |
| #549 Construct | <u>250</u> | <u>250</u> |
| TOTAL HUMAN SERVICES | 16,035 | 16,173 |
| #600 <u>CULTURE & RECREATION</u> | | |
| #610 Library General | 25,240 | 25,875 |
| Library Maintenance | 2,500 | 2,500 |
| #630 Park Commission | 16,900 | 16,900 |
| #692 Memorial Day | <u>500</u> | <u>500</u> |
| TOTAL CULTURE & RECREATION | 45,140 | 45,775 |
| #700 <u>DEBT SERVICE</u> | | |
| #710 Debt Service | <u>4,000</u> | <u>4,000</u> |
| TOTAL DEBT SERVICE | 4,000 | 4,000 |
| #900 <u>MISCELLANEOUS</u> | | |
| #911 Berkshire County Retirement | 15,724 | 18,864 |
| #913 Employment Security | 700 | 700 |
| #914 Health Insurance | 33,000 | 31,000 |
| #915 FICA | 7,600 | 8,600 |
| #916 State Board of Retirement | 200 | 200 |
| #919 Vacation, Sick & Holiday | 13,289 | 13,688 |
| #945 Bonds and Insurance | <u>46,000</u> | <u>41,000</u> |
| TOTAL MISCELLANEOUS | 116,513 | 114,052 |

| | | |
|-------------------------------|-----------------------|-----------------------|
| TOTAL OPERATING BUDGET | 1,486,243 | 1,493,585 |
| SPECIAL ARTICLES TOTAL | <u>344,498</u> | <u>171,345</u> |
| TOTAL BUDGET | 1,830,741 | 1,664,930 |

Article 4 To see if the Town will vote to authorize the Selectmen to set the compensation of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1996:

| | |
|-------------------------------------|--------------------------------|
| Highway Superintendent | \$20,000 to \$37,300 per year; |
| Special Skilled Part-Time Employees | \$12.00 to \$16.30 per hour; |
| Highway Employee Level I | \$ 9.50 to \$12.49 per hour |
| Highway Employee Level II | \$ 5.75 to \$9.79 per hour; |

or take any other action relative thereto.

Article 5 To see if the Town will vote to transfer from Overlay Surplus to the Reserve Fund the sum of \$20,000.00 or any other sum or take any other action relative thereto.

Article 6 To see if the Town will vote to raise and appropriate the sum of \$10,395.00 or any other sum for the principal and interest on the loan for acquisition of property for the cemetery, or take any other action relative thereto.

Article 7 To see if the Town will vote to raise and appropriate the sum of \$25,333.00 or any other sum for the principal and interest on the loan for acquisition of the new fire truck, or take any other action relative thereto.

Article 8 To see if Town will vote to raise and appropriate the sum of \$40,000.00 or any other sum for the purchase of a one-ton dump truck for the Highway Department, or take any other action relative thereto.

Article 9 To see if the Town will vote to raise and appropriate the sum of \$2,500.00 or any other sum for the purchase and installation of dry fire hydrants by the Monterey Fire Company, or take any other action relative thereto.

Article 10 To see if the Town will vote to raise and appropriate the sum of \$3,000.00 or any other sum for Assessors' Revaluation Expenses, or take any other action relative thereto.

Article 11 To see if the Town will vote to transfer from Overlay Surplus the sum of \$5,000.00 or any other sum to pay for expenses in celebration of the Town's 150th Anniversary, or take any other action relative thereto.

Article 12 To see if the Town will vote to raise and appropriate the sum of \$8,900.00 or any other sum for the purchase of a paper compactor for the Town's Transfer Station, or take any other action relative thereto.

Article 13 To see if the Town will vote to raise and appropriate the sum of \$10,000 or any other sum to be held in the Stabilization Fund, or take any other action relative thereto.

Article 14 To see if the Town will vote to raise and appropriate the sum of \$7,000.00 or any other sum for the purchase of Lifepak 300 Automatic Advisory

Defibrillator and accessories for the Monterey Fire Company, or take any other action relative thereto.

Article 15 To see if the Town will vote to transfer from the Berkshire County Dog Tax Account the sum of \$217.06 or any other sum to the Library Appropriation Account, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172, or take any other action relative thereto.

Article 16 To see if the Town will vote to raise and appropriate the sum of \$1,000.00 or any other sum for printing the Monterey Zoning Bylaws and the Monterey Town Bylaws, or take any other action relative thereto.

Article 17 To see if the Town will vote to raise and appropriate the sum of \$20,000.00 or any other sum for improvements to the Town Offices, or take any other action relative thereto.

Article 18 To see if the Town will raise and appropriate the sum of \$15,000.00 or any other sum for the construction of a workroom addition to the Monterey Library, or take any other action relative thereto.

Article 19 To see if the Town will vote to raise and appropriate the sum of \$3,000.00 or any other sum for the purpose of preparing a digitized database and maps of Monterey properties and natural resources to be available for use by all Town boards, or take any other action relative thereto.

Article 20 To see if the Town will vote to authorize and direct the Assessors to take \$60,000.00 or any other sum from available funds to reduce the tax levy for the fiscal year beginning July 1, 1996, or take any other action relative thereto.

Article 21 To see if the Town will vote to authorize the Monterey Arts Council [Cultural Council] to select objets d'art, antiques, paintings, sculptures and works of art under paragraph second (b) of the will of Edith Lavinia Wilson, Berkshire County Probate Court #95P0447-EP (copy on file with the Town Clerk), or take any other action relative thereto

Article 22 To see if the Town will vote to adopt the following revision to the Zoning ByLaws of the Town of Monterey:

DEFINITIONS

Resident Occupant: Person listed by a Monterey street and house number.

Customary Home and Professional Occupations: Resident occupants working at an occupation which is limited to the home and carried forth in the home, including but not limited to accountant, architect, artisan, artist, bookkeeper, carpenter, caterer, dentist, doctor, dress-maker, electrician, home cooking, house painter, lawyer, plumber, potter, photographer, the giving of private music and dance lessons, a one-chair beauty parlor, real estate agent, telephone, computer-related, and mailing services. Customary home occupation does not include gift shop, antique shop or art gallery, or similar retail establishments.

Revision of Section IV B — Agricultural Residential District: IV.B.1.e.2
[Strike out all current language and substitute the following:]

Uses by right: The use of a room or rooms within a residence, or use of an accessory building of six hundred square feet or less in area, for a customary home or professional home occupation as defined, with no more than two employees per residence, and provided there is no external evidence of business other than a permitted sign and required off-street parking, and further provided that no offensive noise, fumes, smoke, dust, odors, glare or injurious electro-magnetic fields shall be created. The display and sale of products produced on the premises is permitted. Traffic generated shall not exceed that normal to a residential neighborhood. The required off-street parking shall be provided for employees and clientele.

IV.B.2.m [Add the following section to the current By-Law]

Uses by Special Permit: Customary Home Occupation, as defined in Section IV.B.2.e, where an accessory building in excess of six hundred square feet is proposed.

IV.B.2.f [add] (as limited by section 2.m. below);

or take any other action relative thereto.

Article 23 To see if the Town will vote to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1997, pursuant to Massachusetts General Laws Chapter 44, Section 53F, or take any other action relative thereto.

Article 24 To see if the Town will vote to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan, or take any other action relative thereto.

Article 25 To see if the Town will vote to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1996, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17, or take any other action relative thereto.

Article 26 To see if the Town will vote to authorize any Town Board to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A, or take any other action relative thereto.

Article 27 To see if the Town will vote to appoint any committee or officers and give them or any officer of the Town instructions, authority or indemnity thought best, or take any other action relative thereto.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands and the seal of the Town of Monterey this 8th of April, 1996.

Stefan Grotz, *Chair*
Georgiana C. O'Connell
Peter S. Brown

REPORTS of TOWN BOARDS and COMMITTEES

REPORT OF THE ANIMAL CONTROL OFFICER

I hereby submit the report covering the activities of this Department from
1/1/96- 12/31/96

| | |
|--|----|
| Number of dog complaints | 43 |
| Number of requests for locating lost dogs | 10 |
| Number of nuisance dog complaints (handled by phone) | 31 |
| Number of dog bites reported to this Department | 3 |
| Number of dogs killed by motor vehicles | 4 |
| Number of dogs placed in homes or destroyed | 5 |
| Number of nuisance animals | 19 |

Respectfully Submitted,
Martin T. Clark
Animal Control Officer

REPORT OF THE BOARD OF APPEALS

The Board of Appeals acted on three petitions during fiscal year 1996.

After a hearing on August 25, 1995 the Board, with Dean Amidon as acting Chairman, Peter Murkett, Cynthia Weber, Mark Makuc and Robert Gauthier, unanimously voted to grant a Special Permit to Karl and Shirley Quisenberry to construct a new house to replace a dwelling that was destroyed by fire in December 1994 on a non-conforming lot (less than 2 acres and less than 200' road frontage) on Bidwell Road in the Lakeshore District. The Special Permit was granted subject to the conditions that the applicants satisfy all requirements of the Conservation Commission and Board of Health.

After a hearing held November 17, 1995, the Board, Peter S. Vallianos, Chairman, Peter Murkett, Cynthia Weber, Dean Amidon, and Robert Gauthier, unanimously voted to grant a Special Permit to Walter A. and Alice O. Howell Anderson to alter and expand their existing two-family home, situated on a 2.1 acre lot on Beartown Road in the Agricultural Residential district. The Board found that there would be no increase in the non-conforming nature of the structure or lot by virtue of the proposed alteration. A condition was added, however, that the existing septic system be rebuilt within two years of the date of the hearing, or sooner if the system were to fail within that time.

After a hearing held March 22, 1996, the Board, Peter S. Vallianos, Chairman, Peter Murkett, Cynthia Weber, Mark Makuc, and Robert Gauthier, unanimously voted to grant a Special Permit to Joseph Quagliata to expand an existing cottage on a non-conforming lot (less than 2 acres, no road frontage) off Sylvan Road in the Lakeshore District. The Board found that the proposed addition would not increase the non-conforming nature of the structure or use. Conditions were added to require the applicant to notify the Conservation Commission 48 hours prior to any work being done on the project, and to obtain certification from the Board of Health for the new year-round water supply.

Respectfully submitted
Peter Vallianos, *Chairman*

REPORT OF THE BOARD OF ASSESSORS

Fiscal Year 1996
(July 1, 1995 - June 30, 1996)

| | |
|---|-----------------------|
| Appropriations | \$1,739,290.90 |
| Other Local Expenditures | |
| Total Cherry Sheet Offset | 1,386.00 |
| District Department of Veterans' Services | 1529.24 |
| Berkshire County Regional Planning | |
| Commission | 368.69 |
| County Tax and Assessment | 24,180.00 |
| Allowance for Abatements and Exemptions | <u>34,616.20</u> |
| Gross Amount to Be Raised | \$1,801,371.03 |
| Total Estimated Receipts and Available Funds | 454,564.91 |
| Total Taxes Levied on Property | |
| Real Estate Tax | 1,300,573.33 |
| Personal Property Tax | <u>46,232.79</u> |
| Total Tax | 1,346,806.12 |
| Tax Rate | 8.26 |

The Board of Assessors wants to thank the property owners for their cooperation during the recent months while the town was going through recertification for F/Y 1997. The Board will continue to look at properties and to request entrance where ever possible. Accurate assessment requires an inspection of the interior of the building.

Respectfully submitted,

BOARD OF ASSESSORS
Gerry Shapiro, *Chair*
Gary Shaw
James Bracken

REPORT OF THE CEMETERY COMMITTEE

First and foremost, the committee would like to say thank you to Florence Brown. After twenty-four years of service to this committee and the Town of Monterey, she felt it was time to step down. We thank her for her dedication, and time and energy spent doing the job. She will be missed. In her place, we welcome Jane Thorn.

Secondly, this committee would like to acknowledge the fact that Edith Wilson helped the Town in yet another way that may not be known to many. In 1966, she undertook the tremendous task of re- mapping Corashire Cemetery. The work she did then is invaluable to us today.

At a Special Town Meeting in September, 1995, the voters of the Town approved the purchase of 3.7 acres abutting the present Corashire Cemetery. Plans for mapping out the property for use as a burial ground, as well as an area to be set aside as a Veterans War Memorial Park are presently being addressed.

There were 8 burials in the past year at Corashire Cemetery.

Respectfully submitted,
THE CEMETERY COMMITTEE
Linda Thorpe
Rudolph Gero
Jane Thorn

REPORT OF THE CHILDREN'S HEALTH PROGRAM

The Children's Health Program, Inc. is pleased to present the following report to the citizens of Monterey for the year July 1, 1995 through June 30, 1996.

Food and Nutrition Services: The Southern Berkshire WIC program provides cheques for the purchase of nutritious foods for income eligible pregnant women, post-partum women, infants and children to age 5 years. WIC staff also provide nutrition education and breast-feeding support.

12 women and children from Monterey participated in the SBWIC program in FY '96.

PRIMARY PEDIATRIC SERVICES:

The Center for Pediatric and Adolescent Health Care opened in August, 1995, as a licensed pediatric clinic on the fourth floor of Fairview Hospital. A team of health care providers offer complete pediatric health care services there each weekday. The Center uses a sliding fee scale and can bill a number of health insurers. Families can also obtain enrollment information for the Children's Medical Security Plan, a state funded health insurance program for children and

young persons to age 18 years. Please call 528-0850 for further information.

17 children and young adults were seen at the Center in FY '96.

FIRST STEPS:

An infant/toddler development program: FIRST STEPS offers families of young children, birth to three years, a continuum of services to promote optimal development. Children with known disabilities and children who, for unknown reasons, may have delayed development are eligible for screening, assessment, and treatment services from a full team of developmental specialists.

5 children from Monterey were served by FIRST STEPS in FY '96.

All of the above services are funded, in part, by the Mass. Department of Public Health, by Berkshire United Way, and by the generosity of community donors.

The Family Support Network, funded in part by the Massachusetts Department of Education, consists of a network of services designed by young families to assist them in successfully raising their young children. Playgroups, the Parent-to-Parent Volunteer Project, emergency day care services, Grandma's Attic, are just a few of the resources open at no cost to families.

42 families from Monterey participated in these programs in FY '96.

The Children's Health Program Inc. is also proud to announce that it has opened a new Family Center at 940 S. Main Street, Great Barrington, and plans to open a second center in the winter of '97 in Otis. Please call 528-0721 for further information. The Centers are funded, in part, by the Children's Trust Fund of Massachusetts.

We are pleased that we have been providing services to families in Monterey for 22 years of your 150 years and we look forward to continuing to offer these resources to your youngest citizens for many years to come.

Linda H. Small, *Executive Director*

REPORT OF THE CONSERVATION COMMISSION

The Conservation Commission held public hearings and issued Order of Conditions for eight projects within the jurisdiction of the Wetland Protection Act. In addition the commission reviewed fourteen Requests for Determination of Applicability, issued two Enforcement Orders, formally advised numerous residents, and conducted its annual review of the Lake Garfield drawdown.

As in the past the majority of the projects reviewed were located at Lake Buel or Lake Garfield. However, the public is reminded that any work within 100 feet of any lake, pond or stream or vegetated wetland must be reported to the Conservation Commission and approved Order of Conditions or Determination of Applicability received before work can begin. The Commission is always happy to give advice or answer questions at its regularly scheduled meeting.

This year John Piretti and Art Hastedt resigned. Chris Blair was appointed to fill one of these positions.

Respectfully submitted,
Conrad Ohman, *Chairman*

REPORT OF THE COUNCIL ON AGING

According to the records of the Town Clerk, the Monterey Senior population (age 60+) is 179.

A primary concern of the Council is to make available information on programs which promote the health and well-being of town seniors. The Council also assists the Berkshire Visiting Nurse Association (VNA) in the administration of the monthly Blood Pressure Clinic. Sixty-five people took advantage of the annual Flu shot. Eighty-five seniors participated in six senior lunch programs.

The Monterey COA formula grant from the state was increased to \$1500. Our annual budget of \$1900 (\$1500 from the state and \$400 from the town) was used to support the Southern Berkshire Elderly Transportation Corporation (SBETC) which provides transportation for medical appointments, meal services and various social activities.

Respectfully submitted,
Pauline F. Nault, *Chair*
Ed Dunlop
Shirley Olds
Cynthia Weber

REPORT OF THE FINANCE COMMITTEE

As the town of Monterey prepares to celebrate its 150th anniversary, the Finance Committee reflects back on its own history. Did you know the town of Monterey is unique in that it has an elected board established by special legislation? Because of efforts of Edith Wilson, one of our most respected citizens, and special legislation secured from the State Legislature in 1951, the Finance

Committee is an elected board. The elected board as opposed to an appointed board offers a significant check and balance within the town structure. Thanks Edith!

This year the Finance Committee has begun to work on the future of the town with the implementation of long term capital planning. Requests were sent to each department to complete listing of their expected capital expenditures over the next five years. This work is extremely important. If the town can project large expenses and budget accordingly, tax increases may be avoided or at the very least minimized. Money appropriated to the Stabilization Fund every year while still keeping us within our maximum allowable levy limit will insure dollars for future expenses without large tax increases. Sounds like good municipal finance!

Respectfully submitted,

Greta Cherneff, *Chair*
Andrea Dunlop, *Clerk*
Dan Moriarty

REPORT OF THE FIRE CHIEF

This past year The Monterey Fire Company answered over 50 Fire, Medical, and Rescue calls. With the arrival of Engine 1 in April, countless hours have been put in to customize the new engine to the needs of Monterey. The new engine has been fully outfitted with equipment and many long hours of training on the new vehicle have been put in, from driver and pump operator training, to learning where everything is located. All Monterey engines have been standardized to allow for similar tools to be located in the same location on each vehicle. As we have been doing for a number of years, approximately 50% of our training has been devoted to medical and rescue, with the remaining 50% spent on Firefighting training. We are in the process of installing "dry hydrants" in the Town to make obtaining water easier and quicker. By this time all houses should be numbered with their 9 1 1 address. If you haven't done it, it will be too late when you need assistance. **For all emergencies, Fire-Police-Ambulance call 9-1-1.**

Respectfully submitted,

Raymond Tryon, *Chief*

REPORT OF THE BOARD OF HEALTH

With the reorganization of the Monterey Board of Health as a result of the May 1996 Town Election, it was agreed again to hold Board of Health meetings at 10 a.m. on Monday mornings and to continue any unfinished Board of Health business at 7 p.m. (with the Select Board meetings to commence at 7:30 p.m.). The three Select Board members also serve as the Board of Health. Fred Chapman became the new Board of Health member following his election at the May 1996 Town Election.

A new position of clerk was put in place to help with the permitting process

and to review septic-system and well applications. The position is unfunded at this time, as it is being filled by Board chair Georgiana O'Connell as part of Board of Health duties.

The Board addressed the problem presented by Roger Trucking Company's noncompliance with the Town's recycling bylaw and met with the Solid Waste Committee and representatives of Roger Trucking over a period of several weeks in order to reach an agreement.

The Board reviewed and kept abreast of Title V regulations and ongoing changes. Peter Brown and Georgiana O'Connell attended many day and evening presentations pertaining to Title V. Peter Brown has become a certified systems inspector, and Georgiana O'Connell is also certified by the Massachusetts Board of Health.

Along with the Town's Sanitary Inspector, Peter Kolodziej, the Board approved 23 disposal-works applications and 17 well construction permits. Peter Kolodziej's consultations on wells, septic systems and the now mandated Title V inspection reports make it possible for our three-person Board to continue to function. A considerable amount of the Board's time is expended on the permitting process and the follow-up issuance of Certificates of Compliance and Water Supply Certificates.

The new Title V regulations enable the Board of Health to provide better protection for our lakes and streams, since the Board may now require alternative systems that are more environmentally safe to water supplies and aquifers. Prior to the new regulations, permit applications for all such systems had to be sent to the Department of Environmental Protection's Springfield office, and sometimes to its Boston office. Consequently, much time was lost (in some cases, years). Although Title V regulations are looked upon as onerous, they are protection for all who live and work here and want to swim in the lake and drink the water.

The Board also worked with the Solid Waste Committee and Joseph Mallory, the Master Garbologist, on changes to the Town's Transfer Station.

The Board met with the prospective buyers of the Deerwood property on Lake Buel to discuss the status of the septic systems and wells on the property. The Board addressed the problem of cats roaming around Lake Garfield.

The Board signed an agreement with the Visiting Nurse Association of the Berkshires to provide community health services to the Town for an annual fee of \$1,450. The VNA provides monthly blood-pressure clinics, gives flu and pneumonia shots, and addresses any questions about salmonella or other health concerns that might arise.

The Board agreed to participate in the Septic "Betterment" Program administered by the Berkshire Housing Development Corporation and the Berkshire Regional Planning Commission, which assists low- and moderate-income families with septic-system upgrades or new installations.

The Board issued permits for septic installers and haulers, milk pasteurization, camps, and food establishments. Note that camps and food establishments must be inspected by Sanitary Inspector Peter Kolodziej.

Respectfully Submitted,

Georgiana C. O'Connell, *Chair*
Peter S. Brown
Fred W. Chapman

REPORT OF THE HIGHWAY DEPARTMENT

In my eleven years of service as Highway Superintendent, I believe the Fiscal Year of July 95 to June '96 was the roughest. The rain and snow storms seemed too much too often and very heavy. In just one week in January the town had over 48" of snow

In July of '95 we were still cleaning up from the Memorial Day tornado. I still can't believe the destruction it caused especially near the intersection of Routes 23 and 57 and easterly through Wellman Rd.

The rain storms in October and January caused road washouts and made our record breaking year of snow hard to remove.

On road maintenance, the department replaced culverts on Blue Hill, Brett, Harmon, Tyringham and Beartown Mountain roads. The new culverts are made of corrugated plastic with a smooth interior, which will catch less debris and will not rust. Gravel was spread on Beartown Mt, Fairview and Mt. Hunger roads. Due to the heavy rains, Chestnut Hill, Fairview, Mt. Hunger, Harmon, Hupi, Griswald and New Marlborough and Beartown Mountain roads had washouts and were repaired. The department rebuilt a section of Fairview Road from the intersection of Beartown Mountain Road to the top of the hill that goes by the beaver pond approximately .5 miles. 1200 ft. of road was broken up with machinery, new gravel, drainage, sub drains, catch basins and oil and stone called chip seal.

I would like to thank the town's people for the new grader wing. This gives the Highway Department one more tool to fight snow storms.

Thanks to all folks in town for their patience while we are working on the roads.

Thanks to my crew, Peter Leprevost, J. Lyman Thomson, Mark Anelli and Rick Crittendon, and my wintertime replacement drivers Ted Warner, Brook Walsh, John Warner and my son Keith Amstead and thanks to Leigh Tryon, Tryon Construction, Warren and Steve (It was a tough winter).

Respectfully submitted,

HIGHWAY SUPERINTENDENT
Donald Amstead Jr.

REPORT OF THE LIBRARY TRUSTEES

The Monterey Library had another productive year in 1995-96, continuing to provide standard library services as well as sponsoring special programs. The total book circulation for the year was 9,579, up from 7,316 the Year before; videos and books on tape also had wide circulation.

The summer Children's Reading Program was well received and drew many participants, as did the annual Book Sale in late July. The traditional winter doldrums family film festival provided a respite for town residents for four Saturday evenings in January and February; this year's films were **His Girl Friday**, **Brightly of the Grand Canyon**, **The Autobiography of Miss Jane Pittman**, and **Guess Who's Coming to Dinner**.

A grant from the Commonwealth gave the Library computer hardware and access to the Internet. This service, available to the public at the Library, is primarily intended to provide information about the holdings of other libraries throughout the state and the country that are accessible through interlibrary loan.

Eileen Clawson resigned from the Board of Trustees after years of service; Donna Trumbull was elected in the town election to fill out her term. Laurie Shaw and Linda Thorpe were reelected as Trustees in the town election.

The Trustees thank the many people who made donations to the Library during the year.

Respectfully Submitted,
LIBRARY TRUSTEES
John Higgins
Anne Marie Makuc
Will Marsh
Laurie Shaw
Linda Thorpe
Donna Trumbull

REPORT OF THE MONTEREY CULTURAL COUNCIL

The Monterey Cultural Council received an allocation of \$3,150 from the Massachusetts Cultural Council for the 1996 fiscal year. Attached is a list the applications approved by the council. With two exceptions these events have taken place. The Patty Carpenter Concert and The Community Art Forum are currently being discussed as events for the coming year in addition to recently approved grants for 1997. In 1996 three members joined the Cultural Council; Keith Snow, Christine Goldfinger and Anita Carroll-Weldon. Maureen Banner, Jason Brown, Nancy Kalodner, Lindsey Pontious, Cathy Roth and Julie Shapiro all continue as members.

The Monterey Cultural Council, originally called the Monterey Arts Council sponsored it's first events in 1985. It was established under State charter with the mandate of redistributing Massachusetts Arts Lottery Fund Monies. Michael Marcus, Frank D'Amato and Leonard Weber, original members, spearheaded a group that went far beyond the mandate. Actively raising independent funds and involving numerous community members, the Council produced professional and dynamic cultural festivals with music, dance and theater and art. Many of these events took place at Rock Ridge with art exhibitions taking place at the firehouse. The original mandate of redistribution of state funds remains the basis for the current Cultural Council.

The following grants were awarded:

| | |
|--|----------|
| Bidwell House Folk Concert | \$500.00 |
| Berkshire Museum Science Festival | \$100.00 |
| Patty Carpenter Music for Seniors | \$356.00 |
| Flying Cloud Summer Program | \$324.00 |
| Friends of the Arts Community Art Forums (SBRSD) | \$300.00 |
| Bonner J. McAllester Nature Hikes | \$300.00 |

| | |
|--|----------|
| Monterey Library Performance for Children & their Families | \$330.00 |
| Shakespeare and Company Fall Festival '96 | \$300.00 |
| SBRSD-Tom Truss Dance residency | \$320.00 |
| Thunder Bay Ensemble Program based on Indonesian | \$250.00 |
| Pass grant Application | |
| CHP, 10 Tickets for BTF Children's Theater | \$70.00 |

Respectfully submitted,

Julie Shapiro, *Chair*

REPORT OF THE PARK COMMISSION

All the park programs ran smoothly in 1995-96.

The Park Commission appointed a member to serve on the Edith Wilson Scholarship committee.

A new swimming lesson program, Swim America, was hired to improve the quality of swimming lessons during the summer. A new beach position with increased responsibility, waterfront director, was created and a qualified person was hired.

We took over the administration and direction of the annual Knox Trail Run and made it a permanent town event.

The first annual winter carnival skating games were held and were a great success.

Respectfully submitted

THE PARK COMMISSION

Tom Rosenthal

Nick Burns

Jim Thomas

REPORT OF THE PLANNING BOARD

This year, the Planning Board commenced the development of an Open Space Plan. This resulted in the development of a series of maps necessary to the Plan and the updating of Monterey's map of the distribution of residences in our town. The Board attended a workshop in November on the development of a Master Plan, and continues to work toward that goal at the least expense to the town.

The Board approved 14 divisions of land with "Approval Not Required," met to issue a finding in approval of one variance, one release on a subdivision approval from the early 1970s (which had never been filed at the Registry of Deeds) and issued two findings with regard to two Special Permit applications pending before the Zoning Board of Appeals.

In May, 1996 the Board secured approval from the Town on a group of Zoning Bylaw changes. The Board continues to consider and develop changes to the

Zoning Bylaws as well as the development of an Open Space Plan and a Master Plan for Monterey. We will rely on fellow townspeople to assist us in these endeavors and welcome ideas from you at any time.

Respectfully submitted,
Wayne Burkhart, *Chair*
Joyce Scheffey
Maggie Leonard
Gerry Shapiro
Fred Chapman

REPORT OF THE POLICE DEPARTMENT

Fiscal year 1995-96 started out a busy one for the police department due to the on going clean-up from the tornado. With the large number of organizations including the highway department, assisting towns people with clean up and removal of debris, police traffic officers were requested to assure safe working conditions near the roadways. Also with more trained officers available to be on call more emergency calls were handled by our local officers. Throughout the year, we saw an increase in the number of motor vehicle accidents, responding to 24 of these calls. An increase in both vehicle speed and through town traffic being the primary cause. Reported breaking and entering calls increased slightly to 8. The number of burglar alarms stayed at 20, and the number of abandoned 911 calls decreased to 6. Fire scene traffic control and power lines down also received 6 responses. There were 4 calls for disabled motor vehicles in the road and each of the following: trees across the road, disturbing the peace, suspicious person or vehicle, loose livestock in the road, prowler, and check on persons well being. There were 3 missing persons, each located within a few hours. Other calls the department handled were: eviction notices, tenant disputes, shots fired, attempted suicide, intruder in the house, attempted breaking & entering and in excess of 500 calls for information. While on patrol the department issued 501 citations.

This year, Officer Daren Fitzpatrick was added to the department and has proven to be a real asset. The department now consists of:

Officer Rita Backhaus
Officer Walter Nourse
Officer Robert Fredsall, Jr.
Officer Todd Moriarty
Officer Daren S. Fitzpatrick
Crossing Guard Thomas Vickerman
Crossing Guard Gloria Vickerman

I would like to thank all the members of our police department for their dedication and hard work and the towns people for their continued support.

Respectfully Submitted,
Gareth J. Backhaus, Chief of Police

REPORT OF THE SANITARY INSPECTOR

On behalf of the Monterey Board of Health, I reviewed for approval twenty three (23) septic system plans and applications and seventeen (17) well construction plans and applications. The majority of these submissions required the witnessing of soil evaluations, percolation tests and follow-up inspections upon installation.

Additional duties included review of Title 5 Inspection Reports, now required prior to property transfers, and follow-up inspections and reports on complaints received.

Routine inspections of all children's camps and food service operations within the community were found to be operating satisfactorily.

Respectfully submitted,
Peter J. Kolodziej, R.S.
Sanitary Inspector

REPORT OF THE SCHOOL COMMITTEE REPRESENTATIVE

The 1995-96 school year turned out to be a year of many changes for the school committee and the district.

Newly elected members of the school committee were Jack Pollitt, of Sheffield, and David Omstil, of Egremont. There were a number of resignations from the committee during the year possibly reflecting the ever increasing difficulty of trying to keep up with education reform while dealing with economic restraint. Silvia Eggenberger, of New Marlborough, resigned and was replaced by Paul Marcel in November. Donna Burkhart, of Monterey, resigned and was replaced by Jed Lipsky in October. In Sheffield, Daniel Watson resigned and was replaced by Charles Joch, who later resigned and was replaced by David Steindler.

The district was faced with two resignations this year. In August, Carol Curtis, coordinating principal who was scheduled to fill-in as the elementary principal for the 95-96 school year, announced that she was leaving the district. This loss created a large void in the school administration. However, through the efforts of the teacher leaders, the administration, and Cate Tower, who assumed the role of principal in addition to her responsibilities of Special Education Director, the district was able to overcome Ms. Curtis's departure. A search committee was started immediately after Ms. Curtis's announcement, and the decision was made to focus on hiring an elementary school principal. After going through an extended search, the committee highly recommended Richard Anderson from Long Island, New York. Mr. Anderson started in February and has brought a strong background in math and reading to our district. He will be instrumental in bringing the elementary school in line with the new state curriculum frameworks.

The district also received the resignation of Tom Consolati. Mr. Consolati announced that he would not ask to have his contract renewed after the 96-97 school year. Mr. Consolati has served the district as superintendent for the past 19 years and was instrumental in the building of the new school and the development

of the Odyssey program. Mr. Consolati was honored by his peers by being named "Superintendent of the Year" for the state of Massachusetts. A search committee has been formed to look for a new superintendent to take over when he retires.

This year, in order to avoid the budget problems of 95-96, the school committee initiated a budget subcommittee. This committee, made up of members of all 5 towns, worked diligently to develop a budget that met the needs of the district while being fiscally responsible to the needs of the member towns. The result of this effort was a budget that had an overall increase of 3.2% and was adopted by all 5 towns.

Other district business this year included the continuing question of the I personal vote issue. At this time a solution has not been reached.

The school committee has completed negotiations with the Southern Berkshire Child Care Program directed by Julie Milani, and the program will now be a program of the district. This highly regarded program will be a great asset to the district because it meets the needs of our families while being in the forefront of future state mandates

Southern Berkshire Regional School District uses many resources to enhance our students' education, as well as being a center for community entertainment and involvement. This year our students were involved with the production and performance of "*A MidSummer Night's Dream*", in conjunction with Shakespeare & Company. The play, first performed at Mt. Everett and then featured at Berkshire Community College, along with performances from other schools in Berkshire County, received rave reviews.

Barrington Stage Co., a new stage company, began their inaugural season last summer at the Mt Everett Thomas A. Consolati Performing Arts Center. All three plays were greeted with great enthusiasm, and we are looking forward to this summer's new series of plays. Because of the first season's success, along with the strong support that Barrington Stage received from Bob Law and the rest of the Southern Berkshire staff, Barrington Stage agreed to expand their involvement with the district by working with our students on the ins and outs of stage production.

Another project that has proven to be very successful again this year was Paul O'Brien's Project *alternative* energy truck. In 1995, and again in 1996, our entrant, constructed and driven by Mt Everett students, won its division while performing for the most part against large universities.

The district has made a concentrated effort to reach out to the community this year. The elementary school held a Family Fun Day in the fall to help raise the funds for an all day kindergarten program. The Southern Berkshire business community was very Supportive and the over 1,000 people who attended all had a great time adding to the success of the fund raiser, which raised \$6,500. Community Reading Day was another great success with members from all areas of the community participating in reading stories to the elementary classes. Students will be able to have a better understanding of the arts due to the generous donation of the statue "Surging Africa", by artist Fred Lancome of Monterey.

The district also was able to reach out to the education community this year.

Southern Berkshire hosted a conference for superintendents from Massachusetts, Connecticut and New York, featuring officials from the United States Department of Education. All participants were most impressed by the facilities and programs of Southern Berkshire.

This has been a very busy year for Southern Berkshire, but has also been very rewarding. Through the tireless work of our administrators, teachers, and other staff members, the district will continue to strive to meet the challenges that our students will face.

In closing, the school committee would like to thank Tom Consolati for his leadership during the past 19 years.

Respectfully submitted,
Jed Lipsky, *Chair*

REPORT OF THE BOARD OF SELECTMEN

Since the Town's Annual Report for Fiscal Year July 1, 1995, to June 30, 1996, is dedicated to the memory of Edith Lavinia Wilson, whose presence in Monterey will be sorely missed, we need to be aware of the impact that her generous gift to Monterey will make in the Town. Edith's bequest of two houses and 28 acres of land at the corner of Route 23 (Main Road) and New Marlborough Road to be used for "municipal purposes" elicited much discussion within the Town as to acceptance of this gift.

At the May 1996 Annual Town Meeting, the Town voted 155 to 68 to accept the bequest. Michele Miller, who had been appointed "Needs Assessment Coordinator" by the Select Board, gathered the information for possible uses of the property, which was presented to the Town prior to the vote.

After the affirmative Town vote, committees were appointed to attend to the details relating to the bequest. An Arts Council was created, as indicated in Edith's will, to choose objets d'art, paintings and antiques to be preserved by the Town. An Edith Wilson House Committee was appointed to see that the larger house is preserved and rewired and to draw up plans for possible uses. An anonymous gift of \$50,000 was given for preservation and a study of the possible uses of the property. Approximately \$6,000 was expended to repair the smaller gray house, called Bally Gally. This house will be a rental, and proceeds will be used for the upkeep of the property. The full effect of the Edith Wilson gift may not be felt for many years but may ultimately enable the Town to provide a building for multiple uses by the community within a slightly elongated Town center.

With this in mind, the Historical Commission is planning to ask for the creation of a Historical District in the Town's center, which will enable Monterey to be eligible for state matching grants to be used for the Wilson property.

TOWN OFFICE

The Town Office improvements are continuing at a slow pace, since wet weather hindered plans to excavate around the perimeter of the foundation to prevent flooding in the basement. The proposed handicap-access ramp for the main floor of the building and the remodeling of the stairwell could not go forward until the foundation drainage problem had been cleared up. An alarm system, smoke detectors and carbon-monoxide detectors have been installed.

SALARY COMMITTEE

As mandated by a Town vote, a Salary Committee was appointed, members to serve for three years, until June 30, 1998. The members are James Bracken (chair), Jane Kessler, Barbara Tryon, and Walter Parks (who served on previous salary committees). The committee has met regularly over the past two years, researching similar positions and compensations in surrounding towns and other small communities throughout the state, and will be presenting its recommendations at a future Annual Town Meeting.

COMPUTER

Although the Select Board and various Town departments have computer capabilities, Monterey is still struggling to keep up with ever expanding computer technology. Peter Brown has assumed the responsibility for overseeing computer coordination and taking us ahead into more advanced technology. As reported previously, we have not reached our goal of a complete Town network, but this will come. At the September 1995 Special Town Meeting, \$10,000 was appropriated for three software packages, for the Town Accountant, the Town Treasurer and payroll, plus annual maintenance of the system.

CEMETERY ACQUISITION

At the same September 1995 Special Town Meeting, the Town voted to purchase approximately 3.5 acres of land at the corner of Route 23 (Main Road) and Blue Hill Road, bounded by the present Corashire Cemetery, at a cost not to exceed \$50,000. The Turkeybush Foundation and the Monterey Preservation Land Trust made donations totaling \$6,000 toward the purchase of this land for cemetery use. With the cooperation of the Cemetery Committee and the Veterans Memorial Committee, a portion of the newly acquired land will be set aside for a Veterans Memorial Park.

Also, in September 1995, the Board accepted with regret the resignation of Donna Burkhart as the Town's elected representative to the Southern Berkshire Regional School District. Jed Lipsky was appointed to complete the term.

ONE PERSON/ONE VOTE

The one person/one vote controversy, which has been hanging over the head of the Southern Berkshire Regional School District since 1993, is no nearer resolution than when the Massachusetts Department of Education dictated that SBRSD was not in compliance with the 14th Amendment and must make adjustments to its school committee representation. The Select Board has spearheaded several

meetings with Select Board members of the four other towns of the district in an effort to reach a resolution through mediation and to prevent a court case in which a judge will determine the solution. Although four meetings were held, no compromise was reached. The Select Board has not hired legal counsel to defend itself against the suit brought by the Town of Sheffield but has written to the presiding judge asking that the Town not be held liable for legal costs incurred by the ongoing suit.

MOUNT HUNGER PRESERVATION

In November 1995 a developer came before the Board with a proposal to develop the 325 acres of the Gae Noe McLendon Estate on Mount Hunger Road. The property was classified as forest land and was in Chapter 61, which gave the Town the right of first refusal if the category were to change to a subdivision. The Monterey Preservation Land Trust raised \$350,000 to purchase the property; the Board conducted a public hearing on February 10, 1996, to discuss the assignment of the Town's right of first refusal. On February 12, 1996, the Board turned its right of first refusal over to the Monterey Preservation Land Trust, which agreed to put the property to "careful forest use" and to hold the land "available for the people of Monterey for recreational use."

The scars of the May 29, 1995, tornado are still with us, and have changed the Monterey landscape at the junction of Routes 57 and 23 for perhaps decades. Areas of New Marlborough Road, Wellman Road, Corashire Road and River Road were damaged as well. Monterey was indeed fortunate that there were no injuries or loss of life as a result of this natural disaster. However, the fiscal responsibilities are still with us. The total cost of the tornado through June 30, 1996, is \$189,579. We have been fortunate to have been reimbursed for all Town expenditures to date by the Massachusetts Emergency Management Agency (MEMA). River Road is still under construction.

Witness to the generosity and caring of Montereyans was the donation of \$29,254.75 to the Tornado Relief Fund by Monterey residents and friends. We are proud of this outpouring of generosity, and grateful to all, particularly Marjorie Jaffee and Greta Cherneff, who headed the fund raising. Also, a thank-you to the Berkshire Taconic Foundation for administering the funds. And a special thank-you to Jane Bowles, Andrea Dunlop and Stella Bodnar, who visited each of the victims to offer help and assess their needs. Twenty-five families received assistance as a result of the Tornado Relief Fund.

A joint effort by Monterey and Great Barrington to replace trees destroyed by the tornado took place in October. Between 50 to 100 trees were planted by volunteers as a first phase of plantings of both shade and flowering trees. The Monterey Fire Department raised a special fund for the replacement of trees.

The Board welcomed Fred W. Chapman as the new member of the Select Board following his election at the May 1996 Annual Town Meeting. He replaced Stefan Grotz, who chose not to run again. Stefan has given many years of service to the Town, having served six years previously on the Select Board, and we are grateful for all his years of service. Fred also serves on the Planning Board, and we

find it helpful to have his immediate information and communication from that Board.

Although Monterey is a small town, and we interact on several levels with our citizens, it is necessary to remember and appreciate that the Town survives because of the input of citizen volunteers, and it is sometimes difficult to keep all lines of communication open. As you look through this Annual Report for Fiscal Year July 1, 1995, to June 30, 1996, please note all the people who serve the Town so selflessly as volunteers. We could not do our job without them. Appreciate their input on the many Town boards, and realize the monetary savings that they provide, which is reflected in our low tax rate.

Respectfully submitted,

Georgian C. O'Connell, Chair
Peter S. Brown
Fred W. Chapman
MONTEREY SELECT BOARD

REPORT OF THE SOLID WASTE COMMITTEE

This year (FY96) Peter Vallianos and Nancy Marcus joined up with Joyce Scheffey, Wayne Burkhart, Rudy Gero, Bob Thieriot, and Bill Kopetchny to comprise your Solid Waste Committee. Peter and Nancy offer great new perspectives on the issues that we deal with.

Most of the discussions throughout the fiscal year revolved around the design of the transfer station, and as of this writing a paper compactor has been installed which aims to improve our paper recycling efficiency-more on this in next year's report. Our next proposed improvement will be to relocate the scrap metal box up near the rest of the recyclables to provide one stop for recycling and any trash disposal needs.

This fiscal year the town shipped 302.98 tons of Municipal Solid Waste which is down from 332.30 tons last year. Our recyclables were as follows: Plastics, 3.85 tons (last year 3.08 tons), Paper, 84.37 tons (last year 61.44 tons), Glass and Cans, 32.04 tons (last year 27.04 tons) which totals 120.26 tons of recyclables (last year 91.56 tons). If you factor in the 42.70 tons of scrap metal recycled this would equate to a recycling rate of 34.97 % In addition we also recycled 200 gallons of Oil/Antifreeze, 100 gallons of Filters, and 240 tires.

With continued site improvements and an emphasis on education, we hope to maintain the high level of recycling consciousness our town is noted for.

Respectfully submitted,

THE SOLID WASTE COMMITTEE

REPORT OF THE TAX COLLECTOR

| | Balances 7/1/95 | Commitments | Abatements | Collected | Tax Title | Refunds | Balances 6/30/94 |
|--------------------------|--------------------|--------------|------------|--------------|-----------|-----------|---------------------|
| FY1990 Motor Vehicle | 904.40 | | 904.40 | 60.42 | | | 444.38 |
| FY1991 Motor Vehicle | 444.38 | | | | | | |
| FY1992 Real Estate | 233.35 | | | 233.35 | | | |
| Motor Vehicle | 429.58 | | 16.25 | 5.00 | | | 408.33 |
| FY1993 Real Estate | 3,653.57 | | | 2,993.76 | | | 659.81 |
| Personal Property | 72.60 | | 39.60 | 33.00 | | | 102.91 |
| Motor Vehicle | 894.82 | | | 102.92 | | | 791.90 |
| FY1994 Real Estate | 9,104.20 | | | 6,921.84 | | | 2,182.36 |
| Personal Property | 159.69 | | 42.72 | 93.90 | | | 23.07 |
| Motor Vehicle | 1,372.82 | 991.93 | 633.64 | 1,042.77 | | 41.56 | 729.90 |
| FY1995 Real Estate | 55,760.49 | | | 51,751.37 | | | 47,009.12 |
| Personal Property | 1,097.14 | | 49.54 | 901.85 | | | 145.75 |
| Motor Vehicle | 5,874.89 | 11,594.57 | 618.04 | 15,195.14 | | 327.41 | 1,983.69 |
| Forest products | 121.46 | | | 121.46 | | | - |
| FY1996 Real Estate | | 1,300,573.43 | 13,441.91 | 1,239,543.58 | 723.58 | 10,231.03 | 57,095.39 |
| Personal Property | | 46,232.90 | 547.23 | 44,097.25 | | 147.24 | 1,735.66 |
| Motor Vehicle | | 62,191.30 | 22,176.47 | 50,122.49 | | 386.88 | 10,279.22 |
| Farm Animal | | 417.98 | | 417.98 | | | - |
| Forest Products | | 1,758.06 | | 1,758.06 | | | - |
| PL 61B | | 2,980.40 | | 2,980.40 | | | - |
| | 80,123.39 | 1,426,740.57 | 18,469.80 | 1,418,316.12 | 723.58 | 11,134.12 | 80,488.58 |
| Costs | | | | 12.00 | | | |
| Motor Vehicle Surcharges | | | | 440.00 | | | |
| Charges & Fees | | | | 3,070.00 | | 10.00 | |
| Interest | | | | 9,279.49 | | 10.31 | |
| | | | | 1,201,264.72 | | | |

REPORT OF THE TOWN ACCOUNTANT

GENERAL FUND

30 June 1996

| | | |
|-----------------------------------|--------------------------|---------------------------|
| Cash & Investments | \$420,036.55 | |
| Personal Property 1994 | 23.07 | |
| Personal Property 1995 | 145.75 | |
| Personal Property 1996 | 1,735.66 | |
| Real Estate 1993 | 659.81 | |
| Real Estate 1994 | 2,182.36 | |
| Real Estate 1995 | 4,009.12 | |
| Real Estate 1996 | 57,095.89 | |
| Allow for Abatement 1993 | | -727.49 |
| Allow for Abatement 1994 | | -4,395.19 |
| Allow for Abatement 1995 | | -8,687.45 |
| Allow for Abatement 1996 | | -20,627.55 |
| Tax Liens Receivable | 5,113.94 | |
| Motor Vehicle 1991 | 444.38 | |
| Motor Vehicle 1992 | 408.33 | |
| Motor Vehicle 1993 | 791.90 | |
| Motor Vehicle 1994 | 729.90 | |
| Motor Vehicle 1995 | 2,101.19 | |
| Motor Vehicle 1996 | 10,161.72 | |
| Warrants Payable | | -48,921.96 |
| Farm Animal Excise 1996 | 0.00 | |
| Forest Product Excise | 0.00 | |
| FICA W/H | | -537.05 |
| Medicare | | 0.00 |
| Employee Insurance W/H | 567.17 | |
| Deferred Revenue – Property Taxes | | -31,413.98 |
| Deferred Revenue – Tax Liens | | -5,113.94 |
| Deferred Revenue – Motor Vehicle | | -14,637.42 |
| Fund Reserve for Encumbrance | | -41,340.51 |
| Fund Reserve for Appropriation | | -25,000.00 |
| Undesignated Fund Balance | | -315,256.95 |
| Res. Fund Bal, Tornado | 6,562.75 | |
| Prior Year Underestimates | 3,450.00 | |
| Over/Under Assessments | 440.00 | |
| TOTAL | <u>516,659.49</u> | <u>-516,659.49</u> |

SPECIAL REVENUE

30 June 1996

| | | |
|---------------------------------|------------------|-------------------|
| Special Revenue Cash | 76,449.24 | |
| Warrants Outstanding | | -11,627.64 |
| Fund Bal. Account | | 0.00 |
| Arts Lottery Fund Bal. | | -6,806.23 |
| Veterans Mem. Fund Bal. | | -75.00 |
| Historical Doc. Fund Bal. | | -774.35 |
| State Aid Lib. Fund Bal. | | -3,734.12 |
| Insur. Reimb. Fund. Bal. | | -1,630.00 |
| Sale of Cemetary Lots Fund Bal. | | -2,676.68 |
| Com. Ma Poll HRS Fund Bal. | | -112.00 |
| Com. Ma Elderly Fund Bal. | | -600.00 |
| Cty. Dog Refund Fund Bal. | | -217.06 |
| Hunting Reg Fund Bal. | | -424.46 |
| Wetland Fund Bal. | | -3,001.00 |
| Berk Cty. Rabies Innoc. | | -1,200.00 |
| Playground Fund Bal. | | -300.00 |
| Chapter 85 Fund Bal. | 10,962.63 | |
| Library Insurance Damage | | -4,928.33 |
| Wilson Prop. Maint. | | <u>-49,305.00</u> |
| TOTAL | 87,411.87 | -87,411.87 |

BALANCE SHEET – TRUST FUNDS

30 June 1996

| | | |
|----------------------------|-------------------|--------------------|
| Cash -Trust Funds | 121,357.59 | |
| Warrant Outstanding | | -1,115.00 |
| Stabilization Fund Bal. | | -51,414.54 |
| Abercrombie Fund Bal. | | -19,823.96 |
| Library Memorial Fund Bal. | | -1,361.16 |
| Conservation Fund Bal. | | -9,829.321 |
| Perpetual Care Fund. Bal. | | <u>-37,813.61</u> |
| TOTAL | 121,357.59 | -121,357.59 |

BALANCE SHEET – AGENCY FUNDS

30 June 1994

| | | |
|-----------------------------|-----------------|------------------|
| Agency Cash | 2,079.00 | |
| Warrant Payable | | -2,069.00 |
| Fund Res. for Expenditures | | 0.00 |
| Tax Coll. Demands Fund Bal. | | <u>-10.00</u> |
| TOTAL | 2,079.00 | -2,079.00 |

BALANCE SHEET – BOND LOANS

30 June 1996

| | | |
|------------------------------|-------------------|--------------------|
| Amt. to be Provided by Bonds | 140,000.00 | |
| Notes Cemetary | | -42,000.00 |
| Notes- Fire Truck | | -98,000.00 |
| TOTAL | 140,000.00 | -140,000.00 |

TOWN OF MONTEREY EXPENDITURES

30 June 1996

| APPROPRIATIONS | FY '96 | Expended | Balance |
|--------------------------------|---------------|-----------------|----------------|
| | Budget | YTD | June 96 |
| GENERAL GOVERNMENT | | | |
| Moderator | 100.00 | 100.00 | - |
| Selectmen | 5,650.00 | 5,649.66 | 0..34 |
| Selectmen Secretary | 7,148.00 | 7,148.00 | - |
| Selectmen's Expenses | 1,900.00* | 2,163.12 | - |
| Temporary Employee | 2,050.00 | 1,468.51 | 581.49 |
| Finance Committee Expense | 600.00 | 224.50 | 375.50 |
| Reserve Fund | 20,000.00 | 19,875.12 | 124.88 |
| Town Accountant | 7,934.00 | 7,934.00 | - |
| Accountant's Expenses* | 10,100.00* | 10,116.34 | - |
| Assessors | 4,000.00 | 4,000.00 | - |
| Assistant Assessor | 11,650.00 | 11,650.00 | - |
| Assessor's Clerk | 2,833.00* | 3,087.66 | - |
| Assessor's Expense | 10,100.00 | 10,116.34 | - |
| Assessor's Computer & Software | 4,100.00 | 3,532.45 | 567.75 |
| Treasurer | 7,553.00 | 7,553.00 | - |
| Treasurer's Expense* | 1,500.00* | 1,680.90 | - |
| Tax Collector | 7,553.00 | 7,553.00 | 629.48 |
| Tax Collector's Expenses | 4,200.00 | 4,135.91 | 64.89 |
| Tax Collector's Computer Exp. | 1,700.00 | 1,500.00 | 200.00 |
| Bank Charges | 1,000.00 | 308.35 | 691.65 |
| Town Counsel | 1,000.00 | 1,000.00 | - |
| Printing & Stationary* | 4,300.00 | 4,712.48 | - |
| Town Office Secretary | 22,707.00 | 22,707.00 | - |
| Town Clerk | 7,516.00 | 7,516.00 | - |
| Town Clerk Expense | 2,300.00 | 2,034.36 | 265.64 |
| Election Expenses | 1,200.00* | 2,049.75 | 0.00 |
| Registration | 350.00 | 248.75 | 101.25 |
| Census Street Listing | 2,000.00* | 2,245.00 | 0.00 |
| Conservation Commission | 500.00 | 193.00 | 307.00 |
| Conservation Commission C/F | - | 1,426.88 | 346.75 |
| Conservation Comm(fr. Wet.) | 1,000.00 | 276.16 | 723.84 |
| Planning Board | 1,300.00 | 929.01 | 370.99 |
| Board of Appeals | 1,000.00 | 288.94 | 711.06 |
| Meeting Hall | 620.00 | - | 620.00 |
| Town Report | 1,600.00 | 1,500.00 | 100.00 |
| Town Report C/F | 1,404.00 | 1,404.00 | - |
| Town Offices | 12,300.00 | 8,891.13 | 3,408.87 |
| Computer & Software | 5,000.00 | 1,059.00 | 3,941.00 |
| Accounting Software | 10,000.00 | 9,589.00 | 411.00 |

| | FY '96 Budget | Expended YTD | Balance June 96 |
|------------------------------------|------------------|-----------------|--------------------|
| PUBLIC SAFETY | | | |
| Constable | 125.00 | 125.00 | - |
| Police Chief Wages | 6,676.00 | 6,676.00 | - |
| Police Chief Wages C/F | - | 541.70 | - |
| Patrolman Salary/Wages | 21,960.00 | 19,780.47 | 2,179.53 |
| Patrolman Salary/Wages C/F | 0.00 | 331.83 | - |
| Police Expenses | 7,026.75* | 9,206.28 | (2,179.53) |
| Police Rental Facilities | 3,000.00 | 2,700.00 | 300.00 |
| Fire Dept. Expense | 20,000.00 | 20,000.00 | - |
| 911 System C/F | 990.25 | 0.00 | 990.25 |
| Building Inspector | 3,100.00 | 3,100.00 | - |
| Plumbing Inspector | 1,750.00 | 1,750.00 | 850.00 |
| Wire Inspector | 1,750.00 | 1,750.00 | - |
| Fire & Gas Inspector | 1,750.00 | 1,750.00 | - |
| Animal Inspector | 100.00 | 100.00 | - |
| Civil Defense | 500.00 | 500.00 | - |
| Civil Defense C/F | 1,677.59* | 1,678.13 | - |
| Animal Control/Dog Officer | 1,800.00 | 1,800.00 | - |
| Wildlife Control Expense | 1,500.00 | 262.25 | 1,237.75 |
| Tree Warden | 4,150.00* | 4,151.50 | - |
| EDUCATION | | | |
| School Committee | 600.00 | 600.00 | - |
| School Capital | 193,830.00 | 187,657.00 | - |
| School Operating | 552,524.00 | 531,888.00 | 5,400.00 |
| PUBLIC WORKS AND FACILITIES | | | |
| Highway Maintenance | 117,078.00* | 117,332.62 | - |
| Snow & Sand | 83,392.00* | 104,697.82 | (20,288.00) |
| Public Lighting | 3,150.00 | 2,289.53 | 860.47 |
| Machinery & Tools | 20,000.00 | 19,897.71 | 102.29 |
| Town Garage | 18,000.00 | 17,616.51 | 383.43 |
| Highway Capital | 50,000.00 | 50,000.00 | - |
| SBWD | 2,415.00 | 2,415.00 | - |
| Disposal Area | 64,500.00 | 52,591.47 | 11,908.53 |
| Disposal Area Wages C/F | 0.00* | 350.00 | - |
| Rubbish Collection | 1,500.00 | 1,325.00 | 175.00 |
| Cemetery Maintenance | 4,500.00 | 4,500.00 | - |
| Soldier's Graves | 550.00 | 0.00 | 550.00 |
| HUMAN SERVICES | | | |
| Board of Health | 1,250.00 | 1,250.00 | 0.00 |
| Board of Health Expenses | 400.00* | 742.44 | 0.00 |
| Sanitary Inspector | 8,000.00 | 8,000.00 | 0.00 |
| Visiting Nurse | 1,500.00 | 1,425.00 | 75.00 |
| Berkshire Mental Health | 835.00 | 835.00 | 0.00 |
| Children's Health Program | 1,000.00 | 1,000.00 | 0.00 |
| Hospice | 550.00 | 550.00 | 0.00 |
| SBYA | 250.00 | 250.00 | 0.00 |
| Council on Aging | 400.00 | 400.00 | 0.00 |

| | FY '96 Budget | Expended YTD | Balance June 96 |
|---------------------------------|---------------------|---------------------|--------------------|
| HUMAN SERVICES, CONT. | | | |
| Veteran's Benefits | 1,600.00* | 3,672.75 | - |
| Construct | 250.00 | 250.00 | - |
| CULTURE & RECREATION | | | |
| Library | 25,240.00 | 24,302.54 | 937.46 |
| Library from Dog Fund | 240.91 | 0.00 | 240.91 |
| Library Maintenance | 2,500.00 | 2,424.86 | 75.14 |
| Park Commission | 16,900.00 | 15,770.26 | 1,129.74 |
| Memorial Day | 500.00* | 629.58 | - |
| DEBT SERVICE | | | |
| Debt Service | 4,000.00* | 9,641.09 | 0.00 |
| ASSESSMENTS | | | |
| State Assessment | 4,892.00 | 5,332.00 | (440.00) |
| County Assessment | 18,928.00 | 18,927.83 | .17 |
| Berkshire Co. Regional Planning | 368.69 | 368.69 | - |
| Veteran's District | 1,529.24 | 1,529.24 | - |
| MISCELLANEOUS | | | |
| Berkshire County Retirement | 15,724.00 | 15,724.00 | - |
| State Board of Retirement | 200.00 | 146.85 | 53.15 |
| Employment Security | 700.00 | 310.48 | 389.52 |
| Health & Life Insurance | 33,000.00 | 31,014.48 | 1,985.52 |
| FICA | 7,600.00* | 8,622.27 | - |
| Vacation, Sick & Holiday | 13,289.00 | 12,383.20 | 905.80 |
| Bonds & Insurance | 46,000.00 | 34,018.00 | 11,982.00 |
| Purchase Cemetary Land | 50,000.00 | 42,000.00 | 8,000.00 |
| Communications Center | 2,757.00 | 2,756.96 | .04 |
| Playground Equip. | 425.57 | 425.57 | - |
| Grader Wing | 16,000.00 | 15,785.40 | 214.60 |
| Emergency Management | 1,000.00 | 0.00 | 1,000.00 |
| Improve Town Offices | 20,000.00 | 0.00 | 20,000.00 |
| Improve Town Offices | 20,000.00 | 8,296.00 | 11,704.00 |
| Audit FY 1994 C/F | 0.00* | 5,600.00 | 5,600.00 |
| Fire Truck | 263,000.00* | 263,137.94 | - |
| E Wilson Bequest | 1,800.00 | 1,475.00 | 325.00 |
| Assessor's Exp reval. | 0.00* | 2,000.00 | 2,000.00 |
| Unreimbursed Tornado | 0.00* | 15,493.00 | - |
| Library Disability Access | 8,500.00* | 8,505.57 | - |
| Collect Hazardous Waste | 3,000.00 | 0.00 | 3,000.00 |
| Stabilization Fund App. | 10,000.00 | 10,000.00 | - |
| TOTAL | 1,877,867.84 | 1,887,125.76 | 80,969.90 |

***Asterisked Items Indicate where transfers have been made**

C/F = Carried Forward

TOWN OF MONTEREY REVENUES

30 June 1996

| | FY '96 Estimate | FY '96 Actual | Balance June 96 |
|--|---------------------|---------------------|--------------------|
| TAXES & EXCISES | | | |
| Personal and Property Taxes | 46,232.79 | 44,861.31 | 1,371.48 |
| Real Estate Taxes | 1,300,1573.33 | 1,291,212.87 | 9,360.46 |
| Rollback Tax | - | 2,980.40 | (2,980.40) |
| MV Excise | 69,000.00 | 65,829.92 | 3,170.08 |
| Abated MV Collected | - | 183.75 | (183.75) |
| Surcharge MV | - | 1,320.00 | (1,320.00) |
| Other Excise | 700.00 | 2,266.77 | (1,566.77) |
| Farm Animal Excise | - | 30.73 | (30.73) |
| Pmt. in Lieu of Taxes | <u>5,000.00</u> | <u>5,000.00</u> | <u>100.00</u> |
| TOTAL TAXES & EXCISE | 1,430,506.12 | 1,425,439.40 | 5,066.72 |
| CHARGES FOR SERVICES | | | |
| Disposal Stickers | <u>20,000.00</u> | <u>33,050.00</u> | <u>(13,050.00)</u> |
| TOTAL CHARGES FOR SVCS. | 20,000.00 | 33,050.00 | (13,050.00) |
| DEPARTMENTAL REVENUE | | | |
| Selectmen | 8,000.00 | 10,763.89 | (2,763.89) |
| Board of Health | 4,000.00 | 7,219.00 | (3,219.00) |
| Planning Board | 200.00 | 90.00 | 110.00 |
| Board of Appeals | 500.00 | 300.00 | 200.00 |
| Assessors | 300.00 | 281.61 | 18.39 |
| Police | 1,000.00 | 789.20 | 210.80 |
| Town Clerk | 60.00 | 0.00 | 60.00 |
| Library | 300.00 | 117.80 | 182.20 |
| Photo Copiers | 300.00 | 493.00 | (193.00) |
| Reimb. Dog Officer | 300.00 | 62.00 | 238.00 |
| Refunds | 1,040.00 | 0.00 | 1,040.00 |
| Dist. Court Fines | <u>7,600.00</u> | <u>15,333.00</u> | <u>(7,333.00)</u> |
| TOTAL DEPART. REVENUE | 23,600.00 | 35,449.50 | (11,849.50) |
| STATE REVENUE | | | |
| Abatements to Elderly | 502.00 | 1,004.00 | (502.00) |
| Additional Assistance | 15,777.00 | 15,777.00 | 0.00 |
| Lottery | 25,474.00 | 25,474.00 | 0.00 |
| Highway | 32,752.00 | 32,752.00 | 0.00 |
| Veterans' Benefits | 88.00 | 467.50 | (379.50) |
| Other State Owned land | <u>20,045.00</u> | <u>19,492.00</u> | <u>553.00</u> |
| TOTAL STATE REVENUE | 94,638.00 | 94,966.50 | (328.50) |
| OTHER INTERGOVERNMENTAL REVENUE | | | |
| State Harvested Timber | - | 1,030.91 | (1,030.91) |
| Blizzard 1996-State | - | 11,356.00 | (11,356.00) |
| Blizzard 1996-Fed. | - | <u>8,932.00</u> | <u>(8,932.00)</u> |
| TOTAL TAXES & EXCISE | 0.00 | 21,318.91 | (21,318.91) |
| MISCELLANEOUS | | | |
| Disposal Stickers | <u>5,000</u> | <u>12,885.38</u> | <u>(7,885.38)</u> |
| TOTAL MISCELLANEOUS | 5,000.00 | 12,885.38 | (7,885.38) |
| OTHER FINANCING SOURCES | | | |
| From Special Revenue | 1,240.91 | 1,240.91 | 0.00 |
| From Trust | <u>165,000.00</u> | <u>165,000.00</u> | <u>0.00</u> |
| TOTAL TAXES & EXCISE | 166,240.91 | 21,318.91 | (21,318.91) |
| GRAND TOTAL | 1,739,985.03 | 1,789,350.60 | (49,365.57) |

SPECIAL REVENUES

30 June 1996

| | Actual | Balance |
|--------------------------------|-------------------|---------------------|
| Arts Lottery Interest | \$ 164.28 | (164.28) |
| Arts Lottery Commonwealth | 3,150.00 | (3,150.00) |
| State Aid to Library | 1,468.57 | (1,468.57) |
| Highway Chapter 85 | 157,228.00 | (157,228.00) |
| Insurance Reimbursement | 6,873.00 | (6,873.00) |
| Library Insurance Reimb. | 7,160.26 | (7,160.26) |
| Sale of Cemetary Lots | 700.00 | (700.00) |
| Comm Polling Hours | 112.00 | (112.00) |
| Comm. MA Elderly Grant | 1,000.00 | (1,000.00) |
| County Dog Refund | 217.06 | (217.06) |
| Wetland Protection | 752.50 | (752.50) |
| Public Safety Grant | 2,380.00 | (2,380.00) |
| Cemetary Purchase Donation | 6,000.00 | (6,000.00) |
| EOCD Repair Prog. Deposit | 5,000.00 | (5,000.00) |
| Wilson Property Maint Donation | 50,000.00 | (50,000.00) |
| TOTAL | 242,205.67 | (242,205.67) |

TRUST FUNDS

30 June 1996

| | Actual | Balance |
|----------------------------|------------------|--------------------|
| Stabilization Interest | \$ 4,768.84 | (4,768.84) |
| Stabilization from Approp. | 10,000.00 | (10,000.00) |
| Abercrombie Interest | 467.01 | (467.01) |
| Abercrombie Donation | 10,010.00 | (10,010.00) |
| Memorial Interest | 40.89 | (40.89) |
| Conservation Interest | 295.28 | (295.28) |
| Perpetual Care Interest | 1,461.84 | (1,461.84) |
| Perpetual Care Income | 80.52 | (80.52) |
| TOTAL | 27,124.38 | (27,124.38) |

AGENCY FUNDS

30 June 1996

| | Actual | Balance |
|------------------------------|-------------------|---------------------|
| Collected Fees & Receipts | \$ 3,745.00 | (3,745.00) |
| Police O/S Detail | 8,670.00 | (8,670.00) |
| TOTAL | 12,415.00 | (12,415.00) |
| TOTAL OTHER FUND BAL. | 281,745.05 | (281,745.05) |

REPORT OF THE TOWN CLERK

The Office of Clerk and the Board of Registrars undertook a massive new role this year, mandated by State and Federal statutes. We loaded Monterey data into a centralized computer system which records residency for all ages (used for the School Census and the Jury Commissioner) and voting status (for the Secretary of State). As a small town, we are vulnerable to more demands for information for the State/Federal government.

Edith was not the only guidance Monterey lost this past year. We will miss Ted Tchack and the ways he brought out and encouraged the talents of young writers in Monterey. We will miss Del Jenssen's smile and willingness to help with many Monterey projects. Despite these losses to the community, we continue to grow as a Town, and are still able to attract both young families and people of talent retiring from urban centers.

Report on the Special Town Meeting The Town of Monterey September 15, 1995

I, Barbara B. Swann, Clerk of the Town Monterey, hereby certify that the inhabitants of said Town qualified to vote in Town affairs met in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Friday, September 15, 1995, at 7:00 o'clock in the evening, and acted as follows on the articles of the Town Warrant. The polls were opened by the Warden at 12:00 noon and remained open until 8:00pm. The Moderator called the Special Town Meeting to order at 7:01pm. Reading of the warrant was waived at 7:03pm.

BY-LAW APPROVAL Zoning and General By-law amendments. The foregoing amendments to the zoning bylaws adopted under articles 20 and 21 and the amendments to the general bylaws adopted under articles 19 and 23, all of the warrant for the May 6, 1995 Monterey annual Town Meeting, are approved. Scott Harshbarger, Attorney General. s/Jonathan A. Abbott, Assistant Attorney General. July 3, 1995

Article 1. The Town voted to authorize the Select Board to purchase 3.5 acres, more or less, of additional land for the Corashire Cemetery, said land bounded by Corashire Cemetery, Blue Hill Road, Main Road, and land of Nourse and to fund said authorization by authorizing the Town Treasurer with the approval of the Select Board to borrow the sum not to exceed \$50,000., contingent upon a successful debt exclusion vote. It was explained that the purchase would be not more than \$48,000 and that two Monterey organizations have offered \$3,500 and \$2,500 for a net reduction of \$6,000 to the Town should the Town vote in favor of this article. The owner, Mrs. Margo Peet, might otherwise sell the land to other parties. Available lots in the present Corashire Cemetery were judged too minimal for even the near future, and it was noted that cemetery land needs not to have stone or ledge. There was a motion to pass the article, seconded, and the hand count of voters present revealed 47 in favor, 3 opposed.

47 in Favor 3 Opposed; Passed with a Yes vote

Article 2 The Town voted to pass over an article which would have set a fine of \$25.00 for failure to purchase a household solid waste transfer station permit, for the reason sufficient public hearings had not occurred prior to the Special Town Meeting.

Article 3 The Town voted to amend its appropriation for the Southern Berkshire Regional School District Operating Budget, Article 3, of the annual town meeting of May 6, 1995 from \$552,524. to \$537,288. and to amend its appropriation for the Southern Berkshire Regional School District Capital Appropriation from \$193,830., to \$187,657.

It was noted that the original figures represented amounts estimated before the amount of State Aid available to the District was known. Although the budget for the Southern Berkshire Regional School District is not yet known, the Town needed to set its tax rate. This was represented as a bookkeeping vote, since our actual payment will be still lower than the amounts noted. A motion to move the question was positive, with a hand count of 50 yes, 5 no. The Article was then accepted by the town : Yes vote with a single dissenting vote.

Article 4 The Town voted to raise and appropriate the sum of \$10,000 for the purchase of computer software for the Town Accountant and Town Treasurer. Discussion centered on the agreement that the Accountant and Treasurer had both approved choice of this package, developed by a company in Worthington, that there was no additional hardware needed, that upkeep of the contract would be 15% per annum of the original cost, and that the breakdown was: Accountant's Package \$3,500; Payroll \$3,800; and Treasurer's Package \$2,000. It was estimated the maintenance fee for the future would be \$1,500 per annum. The motion to pass this article was carried by a:

Yes vote with two dissenting votes.

The Special Town Meeting adjourned at 7:25PM. At the close of the polls, 77 registered voters of the Town had voted on the Ballot Question. The results of the voting were: "Shall the Town of Monterey be allowed to exempt from the provisions of proposition two and one-half, so-called, the amount required to pay for the bond(s) issued in order to purchase cemetery land for the Town of Monterey?"

66 Yes 11 No

RESULTS OF THE PRESIDENTIAL PRIMARY MARCH 5, 1996

| | |
|---|----------|
| Republican 55 of 92 Registered Republicans | |
| PRESIDENTIAL PREFERENCE | 7 |
| Richard G. Lugar | 0 |
| Morry Taylor | 0 |
| Phil Gramm | 5 |
| Patrick J. Buchanan | 26 |
| Bob Dole | 7 |
| Steve Forbes | 8 |
| Lamar Alexander | 1 |
| Alan Keyes | 0 |
| Robert K. Dornan | 1 |
| No Preference | 0 |
| Write I | 0 |
| Blank | 0 |

| | |
|--------------------------------------|----|
| STATE COMMITTEE MAN | 32 |
| Matthew J. Merritt, Jr., Lenox | 23 |
| Blank | |

| | |
|-------------------------------------|----|
| STATE COMMITTEE WOMAN | 29 |
| Marilyn J. Head, Williamstown | 26 |
| Blank | ? |

TOWN COMMITTEE

| | |
|----------------------------|-----|
| Mark J.J.Makuc | 48 |
| Leona Chamberlin | 37 |
| Betty L. Connery | 38 |
| John Ryder | 40 |
| Hans T. Kessler | 42 |
| Frances R. Amidon | 45 |
| Anne Marie Makuc | 45 |
| Anne Marie Makuc | 40 |
| A. Wilbert Koivisto | 35 |
| Sheldon E. Fenn | 42 |
| Maryellen A. Brown | 44 |
| Eric J. Pedersen | 39 |
| Linda Thorpe | 48 |
| Kenneth R. Heath, Sr. | 38 |
| Barbara A. Gauthier | 47 |
| Peter S. Brown | 45 |
| James S. Connery | 38 |
| Jane A. Thorn | 44 |
| Thomas B. Thorn | 43 |
| Dean P. Amidon | 47 |
| Blank | 255 |

Democratic 30 of 182 Registered Democrats

PRESIDENTIAL PREFERENCE

| | |
|------------------------------|----|
| Bill Clinton | 23 |
| Lyndon H. LaRouche, Jr. | 1 |
| No Preference | 2 |
| Write In | 3 |
| Blank | 1 |

STATE COMMITTEE MAN

| | |
|---------------------------------------|----|
| Angelo C. Stracuzzi, Pittsfield | 12 |
| Peter G. Arlos, Pittsfield | 12 |
| Blank | 6 |

STATE COMMITTEE WOMAN

| | |
|-----------------------------------|----|
| Mary K. O'Brien, Pittsfield | 21 |
| Blank | 9 |

TOWN COMMITTEE

| | |
|------------------------------|-----|
| GEORGIANA C. O'CONNELL | 24 |
| MEL VENE DYER-BENNET | 23 |
| MURIEL LAZZARINI..... | 20 |
| LEWIS SCHEFFEY | 22 |
| GARETH J. BACKHAUS..... | 20 |
| JOYCE R. SCHEFFEY | 22 |
| GARY SHAW | 21 |
| WAYNE BURKHART | 24 |
| CYNTHIA M. WEBER..... | 21 |
| DANIEL MORIARTY | 19 |
| GRETA S. CHERNEFF | 23 |
| ANDREA CHASE DUNLOP | 23 |
| FRANK D'AMATO | 21 |
| BARBARA B. SWANN..... | 23 |
| MINNA J. ZARET | 17 |
| CHARLES J. FERRIS | 17 |
| RITA BACKHAUS | 19 |
| VIRGINIA B. FUNK..... | 20 |
| GERRY SHAPIRO..... | 21 |
| GRACE BURKE | 20 |
| CLAUDE H. BURKE..... | 21 |
| MATTHEW INTNER | 18 |
| JANE T. BOWLES..... | 20 |
| BLANK..... | 211 |

**Report on the Special Town Meeting
The Town of Monterey March 23, 1996**

COMMONWEALTH OF MASSACHUSETTS, COUNTY OF BERKSHIRE
TOWN OF MONTEREY I, Barbara B. Swann, Clerk of the Town of Monterey, Massachusetts, hereby certify that at the Special Town Meeting of the Town of Monterey, duly called and held on Saturday, March 23, 1996 at 9:00 o'clock in the morning, qualified voters of the Town of Monterey met in the firehouse of the Monterey Fire Company, Ltd., the following articles appeared in the warrant. I further certify that at said meeting, the following action was taken on these articles. The meeting was called to order by the Moderator at 9:02 AM as a quorum of voters was present. Reading of the full warrant was waived at 9:03 AM.

Article 1 The Town voted to amend the Town Bylaws, Article X, Section 4, Solid Waste Management, by adding the following:

“Users of the facility without a permit will be subject to a fine under the provisions of Massachusetts General Laws Chapter 40, Section 21D, of \$40 per violation. Each week during which a violation continues shall be deemed to be a separate offense.”

In the affirmative, one negative vote.

Article 2 The Town voted to appropriate from available funds the sum of \$1,800 to investigate the feasibility of accepting the Edith Wilson bequest of property on New Marlborough Road.

In the affirmative, two negative votes.

Article 3 The Town voted to appropriate from available funds the sum of \$2,000 for Assessors' Expenses — Revaluation.

Unanimously

Article 4 The Town voted to appropriate from available funds the sum of \$15,493 to pay for unreimbursed cleanup expenses from the tornado of May 29, 1995.

Unanimously

A motion to adjourn was seconded and passed unanimously at 9:35 AM

**Report on the Annual Town Meeting
The Town of Monterey May 4, 1996**

Commonwealth of Massachusetts, County of Berkshire Town of Monterey

I, Barbara B. Swann, Clerk of the Town of Monterey, Massachusetts, hereby certify that at the Annual Town Meeting of the Town of Monterey, duly called and held on Saturday, May 4, 1996 at 9:00 o'clock in the morning, where 137 of the 505 qualified voters of the Town of Monterey met in the firehouse of the Monterey Fire Company, Ltd., the following articles appeared in the warrant. I further certify that at said meeting, the following action was taken on these articles. The meeting was called to order by the Moderator at 9:02 AM as a quorum of voters was present. Reading of the full warrant was waived at 9:05 AM. The polls were declared open at 9:06 AM.

Article 1 The Town brought in their votes for the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town: [* indicates the winner of a contested position) Total votes: 241 of 505.

| | | |
|--|---------------------------|-----|
| Board of Appeals for five years | Robert M. Gauthier | 203 |
| Board of Assessors for three years..... | James H. Bracken..... | 180 |
| Select Board for three years | *Fred W. Chapman | 121 |
| | John B. Humphrey | 103 |
| Cemetery Committee for three years | Jane A. Thorn..... | 201 |
| Finance Committee for three years | Greta S. Cherneff | 183 |
| Library Trustee for three years | Laurie P. Shaw | 176 |
| Library Trustee for three years..... | Linda Thorpe..... | 210 |
| Library Trustee for one year | Donna Trumbull..... | 192 |
| Moderator for one year..... | Mark J.J.Makuc..... | 220 |
| Parks Commission for three years | R. Thomas Rosenthal | 210 |
| Planning Board for five years. | M. Maggie Leonard | 200 |
| Planning Board for one year | Fred W. Chapman | 172 |
| So.Berk.Reg.Sch.Dist for one year | Jed P. Lipsky | 198 |
| Tree Warden for one year | Roger C. Tryon | 208 |

Ballot Articles: The Town approved the following Ballot Article: “Shall the Town vote to authorize the Select Board to accept the gift of Edith Lavinia Wilson under paragraph third(a) and (b) of her will (Berkshire County Probate #95PO447-EP)?”
155 in favor, 68 against.

In addition, the following two ballot articles appeared on the Warrant for the Town (lacking absentee ballots for the Town Election and voted on by Ballots provided by the Southern Berkshire Regional School only during the day of May 4, 1996), appropriately treated as Non-binding Public Opinion Advisory Questions on Local Ballot (Mass General Laws Chapter 53, Section 18A)

Shall the Town vote to amend the May 18, 1953, Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph:

g) Each Town member’s vote shall be weighted so as to reflect the ratio that the town population bears to the total district population, based on the most recent official town census of each member town as of January 1, 1996, and adjusted annually on May 1st each year thereafter, based on the annual town census. If any town is represented by more than one Committee member, the weighted vote shall be divided equally among the Committee members of such town.”?

Yes 148 No 48

To see if the Town will vote to authorize the Southern Berkshire Regional School District to establish a stabilization fund in accordance with the provisions of Massachusetts General Laws Chapter 71, Section 16 G 1/2.

Yes 156 No 35

s./Raymond W. Tryon, Constable. s./Barbara B. Swann, Town Clerk.

The difference between vote totals above and all votes cast consisted of blank votes cast or fewer than three write-in votes.

Article 2 The Town Moderator called for a Memorial moment for Edith Lavinia Wilson, in recognition of her many years of service on Town Boards and her offer to the Town of two homes and accompanying acreage to the Town for municipal purposes. Asked about permission to speak to the ballot questions under Article 1, above, he noted that a Ballot Question on the Town Election Warrant precludes discussion. His reading of this situation, which has occurred a dozen times since he became Moderator, is that discussion is proscribed only for secret ballot articles. The Town then moved to approve the reports of all Officers, Agents and Committees of the Town. unanimously

Unanimously

Article 3. The Town raised and appropriated the following sums of money, including appropriation and transfers from available funds to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and Provided for a Reserve Fund for the ensuing year as follows:

100 GENERAL GOVERNMENT

| | |
|---------------------------------|--------------|
| 114 Moderator | 100 |
| 122 Select Board | 5,820 |
| Select Board Secretary | 7,362 |
| Select Board expenses | 2,000 |
| 124 Temporary Employees | 2,050 |
| 131 Finance Committee | 500 |
| 132 Reserve Fund | 0 |
| 135 Town Accountant | 8,172 |
| Accountants Expenses | 500 |
| 141 Assessors | 4,000 |
| Assistant Assessor | 12,000 |
| Assessor's Clerk | 2,918 |
| Assessor's Expenses | 4,500 |
| Assessor's Computer | 2,000 |
| 145 Town Treasurer | 7,780 |
| Treasurer's Expenses | 1,800 |
| 146 Tax Collector | 7,780 |
| Tax Collector Expenses | 4,500 |
| Tax Collector Computer | 2,200 |
| 148 Bank Charges | 1,000 |
| 151 Town Counsel | 1,000 |
| 158 Printing and Stationery | 4,750 |
| 159 Town Office Secretary | 23,388 |
| 160 Town Clerk | 7,741 |
| Town Clerk Expenses | 2,300 |
| 162 Election Expenses | 1,500 |
| 163 Registration | 350 |
| Board of Registrar's Clerk | 5,000 |
| Registrar's Expenses | 300 |
| 171 Conservation Commission | 500 |
| 175 Planning Board | 1,300 |
| 176 Board of Appeals | 1,000 |
| 192 Meeting Hall | 620 |
| 195 Town Report | 2,000 |
| 196 Town Offices | 15,000 |
| 197 Computer Software Support | 5,000 |
| 198 Accounting Software Support | <u>1,395</u> |

TOTAL General Government**150,126****200 PUBLIC SAFETY**

| | |
|---------------------|--------|
| 209 Constable | 125 |
| 210 Police Chief | 6,876 |
| Police Protection | 22,619 |
| Police Facilities | 3,000 |
| 220 Fire Protection | 22,500 |

| | |
|--|----------------|
| 221 Sheriff Communications Center | 2,757 |
| 222 9-1-1 System Street Listing | 0 |
| 240 Building Inspector | 3,100 |
| 243 Plumbing Inspector | 1,750 |
| 244 Fire & Gas Inspector | 1,750 |
| 245 Wiring Inspector | 1,750 |
| 247 Animal Inspector | 100 |
| 291 Civil Defense | 500 |
| 292 Animal Control Officer | 1,800 |
| 293 Wildlife Control Expense | 1,000 |
| 296 Tree Warden | <u>5,150</u> |
| TOTAL Public Safety | 74,777 |
| 300 EDUCATION | |
| 301 School Committee | 600 |
| 310 Schools: Capital | 165,185 |
| Schools: Operating | <u>552,748</u> |
| TOTAL Education | 718,533 |
| 400 PUBLIC WORKS AND FACILITIES | |
| 422 Highway Maintenance | 121,090 |
| 423 Snow and Sand | 85,894 |
| 424 Public Lightening | 2,200 |
| 426 Highway Capital | 50,000 |
| 427 Machinery and Tools | 20,000 |
| 428 Town Garage | 18,000 |
| 431 S.Berk Waste District | 2,415 |
| 433 Disposal Area | 64,500 |
| 431 Rubbish Collection | 1,500 |
| 491 Cemetery Maintenance | 4,500 |
| 495 Soldier's Graves | <u>550</u> |
| TOTAL Public Works & Facilities | 370,649 |
| 500 HUMAN SERVICES | |
| 510 Board of Health | 1,288 |
| Board of Health Expenses | 500 |
| 511 Sanitary Inspector | 8,000 |
| 522 Visiting Nurse | 1,500 |
| 523 Berkshire Mental Health | 835 |
| 529 Children's Health Program | 1,000 |
| 530 Hospice | 550 |
| 531 SBYA | 250 |
| 541 Council on Aging | 400 |
| 543 Veteran's Benefits | 1,600 |
| 549 Construct | <u>250</u> |
| TOTAL Human Services | 16,173 |

| | | |
|---------------------------------------|-----------------------------|-----------------------|
| 600 | CULTURE AND RECREATION | |
| 610 | Library, General | 25,875 |
| | Library, Maintenance | 2,500 |
| 630 | Park Commission | 16,900 |
| 692 | Memorial Day | <u>500</u> |
| TOTAL Culture & Recreation | | 45,775 |
| 700 | DEBT SERVICE | |
| 710 | Debt Service | <u>4,000</u> |
| TOTAL Debt Service | | 4,000 |
| 900 | MISCELLANEOUS | |
| 911 | Berkshire County Retirement | 18,864 |
| 913 | Employment Security | 700 |
| 914 | Health Insurance | 31,000 |
| 915 | FICA | 8,600 |
| 916 | State Board of Retirement | 200 |
| 919 | Vacation, Sick Pay, Holiday | 13,688 |
| 945 | Bonds and Insurance | <u>41,000</u> |
| TOTAL Miscellaneous | | 118,286 |
| TOTAL OPERATING BUDGET | | \$1,494,085 |
| SPECIAL ARTICLES | | |
| Article 6 | | 10,395 |
| Article 7 | | 25,333 |
| Article 8 | | 40,000 |
| Article 9 | | 2,500 |
| Article 10 | | 3,000 |
| Article 12 | | 8,900 |
| Article 13 | | 10,000 |
| Article 14 | | 7,000 |
| Article 16 | | 1,000 |
| Article 17 | | 20,000 |
| Article 18 | | 15,000 |
| Article 19 | | 3,000 |
| TOTAL SPECIAL ARTICLES | | \$146,128 |
| TRANSFERS | | |
| Article 5 | | 20,000 |
| Article 11 | | 5,000 |
| Article 15 | | 217.06 |
| TOTAL Transfers | | \$25,217.06 |
| TOTAL BUDGET | | \$1,665,430.06 |

Following approval of the operating budget for the Town, Jed Lipsky of the School Committee called for and received the unanimous vote of the Town in a vote of thanks to Mr. Thomas Consolati, retiring as Superintendent of the Southern Berkshire Regional School District and a vote of thanks to Mr. Michael Kinne, Business Manager of the Regional School.

Article 4. The Town voted to authorize the Selectmen to set the compensation of individual employees of the Town’s Highway Department within the following ranges, beginning July 1, 1996:

| | |
|--------------------------------------|--------------------------------|
| Highway Superintendent: | \$20,000 to \$37,300 per year; |
| Special Skilled Part-Time Employees: | \$12.00 to \$16.30 per hour; |
| Highway Employee Level I: | \$ 9.50 to \$12.49 per hour; |
| Highway Employee Level II: | \$ 5.75 to \$ 9.79 per hour. |

Unanimously

Article 5 The Town voted to transfer from Overlay Surplus the sum of \$20,000.

Unanimously

Article 6 The Town voted to raise and appropriate the sum of \$10,395.00 for the principal and interest on the loan for acquisition of property for the cemetery.

Unanimously

Article 7 The Town voted to raise and appropriate the sum of \$25,333.00 for the principal and interest on the loan for acquisition of the new fire truck.

unanimously

Article 8 The Town voted to raise and appropriate the sum of \$40,000.00 for the purchase of a one-ton dump truck for the Highway Department, to replace the oldest of the two small trucks and equip the new truck with plow and sander as the current truck costs too much to repair.

Unanimously

Article 9 The Town voted to raise and appropriate the sum of \$2,500.00 for the purchase and installation of dry fire hydrants by the Monterey Fire Company.

Unanimously

Article 10 The Town voted to raise and appropriate the sum of \$3,000.00 for Assessors’ Revaluation Expenses.

Unanimously

Article 11 The Town voted to transfer from Overlay Surplus the sum of \$5,000.00 to pay for expenses in celebration of the Town’s 150th Anniversary. It was explained that this money is seed money for mugs, plates, etc. Proceeds for those expenditures as seed monies will be returned to the General Fund.

Unanimously

Article 12 The Town voted to raise and appropriate the sum of \$8,900.00 for the purchase of a paper compactor for the Town’s Transfer Station. This compactor

will reduce our expenses by about \$300 per month as the paper currently arrives only 2/3 full at the recycling site.

Unanimously

Article 13 The Town voted to raise and appropriate the sum of \$10,000 to be held in the Stabilization Fund.

Unanimously

Article 14 To see if the Town will vote to raise and appropriate the sum of \$7,000.00 or any other sum for the purchase of Lifepak 300 Automatic Advisory Defibrillator and accessories for the Monterey Fire Company, or take any other action relative thereto.

Unanimously

Article 15 The Town voted to transfer from the Berkshire County Dog Tax Account the sum of \$217.06 to the Library Appropriation Account, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172.

Unanimously

Article 16 The Town voted to raise and appropriate the sum of \$1,000.00 for printing the Monterey Zoning Bylaws and the Monterey Town Bylaws.

Unanimously

Article 17 The Town voted to raise and appropriate the sum of \$20,000.00 for improvements to the Town Offices, earmarked for the Grange Building.

Unanimously

Article 18 The Town voted to raise and appropriate the sum of \$15,000.00 for the construction of a workroom addition to the Monterey Library.

Unanimously

Article 19 The Town voted to raise and appropriate the sum of \$3,000.00 for the purpose of preparing a digitized database and maps of Monterey properties and natural resources to be available for use by all Town boards. Mr. Jay Buhr of the Berkshire County Regional Planning Commission gave a presentation along with Maggie Leonard of the Planning Board, demonstrating the type of maps which the BCRPC is able to supply the Town, using their plotter.

Majority in the affirmative, one negative vote.

Article 20 To see if the Town will vote to authorize and direct the Assessors to take \$60,000.00 or any other sum from available funds to reduce the tax levy for the fiscal year beginning July 1, 1996, or take any other action relative thereto.

Unanimously

Article 21 The Town voted to authorize the Monterey Arts Council [Cultural Council] to select objets d'art, antiques, paintings, sculptures and works of art under paragraph second (b) of the will of Edith Lavinia Wilson, Berkshire County Probate Court #95P0447-EP (copy on file with the Town Clerk)

Unanimously

Article 22 The Town voted to adopt the following revision to the Zoning Bylaws of the Town of Monterey:

DEFINITIONS

Resident Occupant: Person listed by a Monterey street and house number.

Customary Home and Professional Occupations: Resident occupants working at an occupation involving use of space in the home and carried forth in the home, including but not limited to accountant, architect, artisan, artist, bookkeeper, carpenter, caterer, dentist, doctor, dress-maker, electrician, home cooking, house painter, lawyer, plumber, potter, photographer, the giving of private music and dance lessons, a one-chair beauty parlor, real estate agent, telephone, computer-related, and mailing services. Customary home occupation does not include gift shop, antique shop or art gallery, or similar retail establishments.

Revision of Section IV B - Agricultural Residential District IV.B.1.e.2 [Strike out all current language and substitute the following:]

Uses by right: The use of a room or rooms within a residence, or use of an accessory building of six hundred square feet or less in area, for a customary home or professional home occupation as defined, with no more than two employees per residence, and provided there is no external evidence of business other than a permitted sign and required off-street parking, and further provided that no offensive noise, fumes, smoke, dust, odors, glare or injurious electromagnetic fields shall be created. The display and sale of products produced on the premises is permitted. Traffic generated shall not exceed that normal to a residential neighborhood. The required off-street parking shall be provided for employees and clientele.

IV.B.2.m [Add the following section to the current By-Law] Uses by Special Permit: Customary Home Occupation, as defined in Section IV.B.2.e, where an accessory building in excess of six hundred square feet is proposed.

IV.B.2.f [add] (as limited by section 2.m.); M. Maggie Leonard of the Monterey Planning Board presented the Planning Board report orally to Town Meeting. She noted that, from the Planning Board's perspective, this bylaw addresses the clear need for updating descriptions of occupations as well as clarifying how many employees would be permitted without a Special Permit. It spells out what the Planning Board thinks is the spirit of the previous bylaw while updating it and making it more specific. The previous bylaw did not address accessory building for home occupations, but the Board has presented what it believes to be a common sense facilitation of what are no longer traditional agricultural occupations in the Agricultural/Residential District. It is no more possible with the new bylaw than with the old to annoy neighbors. The only proscription in the new bylaw, as with the old is a retail establishment in this district.

Wayne Burkhart, Chair of the Planning Board, added that the Board was unanimous in bringing this proposal to Town Meeting. Regulation of the number of employees allowed without Special Permit was the main thrust of this change,

and we incorporated the good ideas of other towns when there were useful ideas. Karl Finger offered an amendment to the wording of the proposed bylaw: Where "customary home occupations" were said to be "limited to the home" he offered a revision stating the occupations were to be "involving use of space in the home". The argument in favor of this change was that the stated occupations are not limited to the home but sell off-site. This amendment passed.

57 affirmative, 13 negative

After a final Planning Board comment that accessory buildings are not currently constrained by Zoning Bylaw, there was a move to call the question.

A motion to table the proposed Bylaw was defeated.

33 affirmative, 36 negative.

Article 23 The Town voted to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1997, pursuant to Massachusetts General Laws Chapter 44, Section 53F.

Unanimously

Article 24 The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan.

unanimously

Article 25 The Town voted to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1996, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17.

Unanimously

Article 26 The Town voted to authorize the Library Board and the Board of Registrars to appoint a member thereof to another office or position for the term provided by law, otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A

Unanimously

Article 27 The Town voted to ask the Select Board to appoint a committee to oversee the 150th Year Anniversary of the Town and give them instructions, authority or indemnity thought best. The Town also voted to offer a unanimous vote of thanks for the long service of Attorney Peter S. Vallianos on the Board of Assessors.

A motion to adjourn was seconded and passed at 12:02PM.

Unanimously

BY-LAW APPROVAL; Zoning Bylaw ;May 22, 1996

I return the amendments to the zoning bylaws adopted under article 22 of the warrant for the Monterey annual town meeting held May 4, 1996, with the enclosed approval of this Office. s/Jonathan A. Abbott, Assistant Attorney General for Scott Harshbarger, Attorney General.

BY-LAW DISAPPROVAL Noncriminal Disposition for mandatory recycling May 28, 1996. I received and reviewed the material you sent on article 1 from the March special town meeting. It is not at all clear that mandatory recycling, the subject of the existing non-criminal disposition bylaw under Article X, and use of the solid waste facility, the subject of the proposed amendment, are so similar that it could be presumed that the enforcement agents would be the same: police officers. s/Jonathan A. Abbott, Assistant Attorney General.

**Vital Statistics Report of the Town of Monterey
July 1, 1992 - July 1, 1993**

Births:

A Son to the Cox Family of Gould Road, August 1, 1995
A daughter to the Thomson family of Brett Road, October 11, 1995
A son to the Edelman family of Hupi Road, December 7, 1995
A son to the Miller family of Hupi Road, January 24, 1996
A daughter to the Crawford-Chapman family of Harmon Road, April 18, 1996
A son to the Toupençe family of Lake Avenue, June 16, 1996

Marriages:

Beth Susan Stone and Jachim Sehun Kim, July 1, 1995
Diana Lynn Deacon and Walter Paul Ritter, October 8, 1995
Diane Elizabeth Warner and William Albert Korn, May 18, 1996

Deaths:

| | |
|-------------------|-------------------------------------|
| July 18, 1995 | Edith Lavinia Wilson |
| August 1, 1995 | Helen Hanley |
| November 18, 1995 | Bjorn O. Jenssen |
| November 30, 1995 | William George Roehrick of Tyingham |
| January 27, 1996 | Theodore Abraham Tchack |

Report on Licenses sold in the Town of Monterey

Fish and Game Licenses:

| | |
|-----------------------------|----|
| Resident Fishing | 21 |
| Resident Fishing Age 65-69 | 3 |
| Resident Fishing Age 70+ | 3 |
| Non-Resident Fishing | 38 |
| Non-Resident 7 day Fishing | 3 |
| Resident Trapping | 1 |
| Resident Hunting | 6 |
| Resident Age 65-69 Hunting | 0 |
| Resident Age 70+ Hunting | 0 |
| Non-Resident Big Game | 2 |
| Non-Resident Small Game | 0 |
| Resident Sporting | 7 |
| Resident Sporting Age 65-69 | 0 |
| Resident Sporting Age 70+ | 5 |
| Primitive Firearms Stamp | 4 |
| Waterfowl Stamp | 2 |
| Resident Conservation | 34 |
| Nonresident Conservation | 47 |

TOTAL clerk fees **37.70**

For State **2,513.75**

County Dog Tags in Monterey

| | |
|------------------|-----|
| | No. |
| Female Dogs | 12 |
| Spayed Females | 55 |
| Male Dogs | 11 |
| Neutered Males | 35 |
| Kennel Licenses | 2 |
| Replacement Tags | 0 |

TOTAL clerk fees **\$86.30**

For State **\$543.85**

Respectfully submitted,
TOWN CLERK

Barbara B. Swann

REPORT OF THE TOWN TREASURER

GREAT BARRINGTON SAVINGS BANK

| | |
|---|-------------------|
| Abercrombie Library M. Mkt.. | 19,820.03 |
| Conservation | 9,829.32 |
| Perpetual Care | 21,250.78 |
| Perpetual Care CD | 17,677.83 |
| Library Memorial | 1,361.16 |
| Art Council M. Mkt. | 7,056.23 |
| 1st National Bank-Stabilization M. Mkt. | 51,414.54 |
| Bank of Boston | 107,032.55 |
| Fleet | 16,391.60 |
| Bay Bank | 4,406.85 |
| Lee bank-Operating | 363,797.41 |
| Total all Cash and Investments | 630,038.30 |

Respectfully Submitted,
TREASURER
Patricia Schoonmaker

REPORT OF THE TREE WARDEN

There was a lot of activity in Monterey for the Tree Warden in 1995 and in 1996. The Memorial day tornado with winds of 270 miles per hour swept through Monterey. Its path was up to a mile wide and started at the west entrance of town on rt. 23. From there it traveled in an easterly direction up rooting trees on 11 of our town roads. One quarter of a mile out of its path the winds were that of just a normal wind and rain storm.

The greatest loss was the loss of three lives in Gt. Barrington where three people who were riding in a car were thrown several hundred feet. There were luckily very few injuries else where in the tornado stricken areas. The next greatest loss and damage to resident homes both in Monterey and in neighboring towns. It has really upset and changed many peoples lives.

Monterey spent several hundred thousand dollars to clean up the trees from the Memorial day tornado. As well as the trees it included removing stumps and making repairs to the roads. We were reimbursed for our expenses by the state and federal gov't. In the fall of 1995 the townspeople raised some money and started replanting trees. Our first planting was at the intersection of Rt. 23 and Rt. 57. We also planted trees on Corashire road and at Gould Farm. All the trees were planted as road side trees 20 to 30 feet back from the edge of the road. We plan to continue planting in other areas of town hit by the tornado.

Respectfully Submitted,
TREE WARDEN

REPORT OF THE DISTRICT DEPT. VETERAN'S SERVICES

| | | |
|---|-----------|----------|
| C115 BENEFITS PROVISION: | District | Town |
| Paid by Towns | 26,258.62 | 3,672.75 |
| Refund from Veterans | 978.50 | 0 |
| Anticipated OCVS reimbursements | 18,565.71 | 0 |
| DDVS Funded Provision | | |
| Dist. Ofc. Case Assist. Contacts | 3258 | 101 |
| Administrative Budget | 38,470.12 | 1,529.24 |
| Financial/Medical/Burial | 56,880.00 | 0 |
| Grave Markers | 22 | 2 |
| Burial Flags | 26 | 2 |
| Veteran Services Paid for by District Towns | | |
| District Office Cases and Assistance | 780.00 | 35.00 |

During FY 1996 DDVS Contracts, correspondence home and office visits, etc. totalled 3258 for the clients of the district. It should be noted that there is a constant caseload of various needs addressed by this office beyond the immediately apparent scope of Ch. 115 benefits and service related matters. These include numerous referrals and basic assistance questions on a broad spectrum of issues.

There has recently been brought to bear a 7 1/2% increase in Ch. 115 benefits: the first such since 1988. Currently, Ch. 15 benefits claims number three district wide; two of which are under workmen's compensation assignment with the third a good candidate for employment later this fall. DDVS has an additional case in refund status evaluation with another under a possible two-step reimbursement from VA and SSI. We have also recently had one client leave district jurisdiction and another find entry level employment.

Director has attended MVSAA Summer Conference and was able to discuss most pending cases and decisions with senior staffers of OCVS and VA with appropriate follow up. Director was able to save some \$20,000 of MVSAA \$370.00 conference expenses by arranging alternative accommodations.

DDVS will be providing copies of monthly District Warrant to member towns with a quarterly budget status update anticipated from the treasure.

DDVS, in cooperation with OCVS and VA, is providing both the towns of Great Barrington and Stockbridge with specifics of procedures for replacement and/or repair of eligible veteran's grave markers and sites. Similar assistance may be available to other member towns who express such a need.

DDVS was made aware during the MVSAA Summer Conference of the dropping from Social Security rolls those individuals for whom the primary qualification had been alcohol or substance abuse. It is expected that when this occurs there may be an influx of CH 115 benefit applications through our system. This office has already been approached in this regard and has assisted the client in mounting an appeal as well as seeking alternative VA funding.

The VA appears to be implementing major and sweeping changes based in fiscal necessity. Upcoming possibilities include a more HMO like medical profile utilizing outside contractors, shared intrasystem resources and qualified integration with military operations. Additionally, processing procedures and staffing are undergoing reduction and functional consolidation system wide. This all may translate into service provision limitations and lengthier waits for decisions. Conversations with virtually all agencies seem to stress "greater personal and family responsibility" relative to a variety of services heretofore taken for granted.

Respectfully Submitted,
DIRECTOR/AGENT
Al Adams

REPORT OF THE VISITING NURSE ASSOCIATION

The Berkshire VNA - the VNA of the Berkshires - has been very pleased to provide board of health and comprehensive home health and prevention services to the town of Monterey.

The legacy of public health in Massachusetts is impressive, from the 1869 act creating this nation's first state board of health to the 1988 law mandating universal health insurance. The first board of health function was "to take cognizance of the health life among the citizens". This concept has governed the evolution of public health and still defines the scope of our activities.

Before Medicare in 1968, towns appointed or hired nursing staff to perform the duties of home nursing and communicable disease control. Tax monies were appropriated to provide these services to town residents.

When Medicare developed, towns could not meet the federal mandate to be certified and sought ways to provide nursing services. Monterey has contracted with BVNA since 1975.

In 1908 Pittsfield General Hospital sent out two nurses to provide home care services. In 1917 the service developed and was incorporated as a non profit agency. The agency continued to grow and develop and the South County VNA became part of BVNA in 1988. The BVNA currently provides public health services to ten towns in Berkshire County including Monterey.

In collaboration with physicians and in coordination with other health and community services, we provide a wide scope of professional in-home medical and support services following a hospital stay, after outpatient surgery or as a prevention of hospitalization. Services may be provided by a community health nurse or nursing specialists in infusion therapy, mental health, maternal/child health, pediatrics and family health as well as by home health aide/personal care assistants, companions, homemakers, medical social workers and physical, speech or occupational therapists.

Through your board of health program the BVNA has provided health education, screening and disease prevention clinics as well as in home visits to support individual, family and community well-being. Susan Kaufman, our public

health program coordinator, has tracked, managed and done follow-up work on all reports or outbreaks of communicable disease. A special board of health focus has been to increase the number of influenza and pneumonia immunizations given to town residents and to educate residents about the value of preventative care.

With prevention continuing to be an important focus, we are gratified to see good and steady attendance at regularly scheduled, board of health sponsored health maintenance clinics where a public health nurse is available to take blood pressures, test blood sugars, administer TB testing, give immunizations and provide counseling on health related problems. Working with the board of health to provide these valuable services allows good coordination with and referral to other wellness programs if necessary; a positive benefit for town residents.

We at the BVNA extend our sincere thanks to members of the Board of Selectmen for the opportunity to serve the residents of Monterey.

1. CLINICS

HYPERTENSION (BLOOD PRESSURE) SCREENING CLINICS

Clinics: 12 Attendance: 95

Our nurses provided education on the following:

Medications: 17, Diet: 18, Disease Process: 30, Accucheck: 6,
Vitamin B12 injection: 16

Referrals made to physicians for follow-up on screenings: 2

IMMUNIZATIONS:

At clinics, the following number of residents received immunizations:

Influenza (Flu): 65, Pneumonia: 0, Measles, Mumps, Rubella: 0, Hepatitis B: 0.

Outreach/Homebound Visits: 0

Other immunizations: 0

TB Testing (Mantoux): 0

2. Complying with requirements for notifying Massachusetts Department of Public Health of all reportable diseases, the following incidents were reported and received follow-up:

None

3. The Berkshire VNA also provides care for the homebound ill or to those at risk of illness. Visits are covered by Medicare, Medicaid or other insurances. Services provided include skilled nursing, physical therapy, occupational therapy, speech therapy, medical social work, home health aide and maternal/child health nursing.

During the year we made 298 home health visits to the residents of Monterey.

Also of interest to Monterey residents, free blood pressure screening clinics are held on the third Tuesday of each month at the Town Hall. Please call (413) 788-BVNA.

We look forward to seeing you at our clinics and to working together in the future to maintain and promote good health in Monterey, and we always welcome your comments and feedback.

Respectfully submitted,

Jeffrey L. Pringle, *Vice President of Home Care*

REPORT OF THE WILDLIFE CONTROL OFFICER

From July, 1995 to July, 1996 I responded to the following complaint calls within the Town of Monterey:

Five calls for deer killed by cars. Five calls for raccoon control; One call for a feral cat; One call for quarantine for a cat bite: human rabies exposure; One call for a sick bat; One call for a sick skunk; Four beaver calls for beaver dam flooding of a town road; Three bear calls (to chase unwanted bear from human habitations); Two coyote predation calls involving killed livestock

This coming year, I expect not to be able to continue to remove problem animals due to voter regulation of wild animal control. This voter initiative will impact people like myself who are certified with Problem Animal Control licenses from the Commonwealth.

Respectfully submitted,
WILDLIFE CONTROL
Dale Duryea

REPORT OF THE WIRING INSPECTOR

The report of the wiring inspector for the period starting July 1, 1995 to June 30, 1996 is as follows:

Total permits processed were 51

The Board of Selectmen waived permit fees for tornado related electrical repair permits during this period.

I am happy to report that no electrical fires were reported to this office during this period of time.

Permits are required for all electrical wiring done in the Commonwealth of Mass and I am required to inspect work done by licensed electricians.

I am not required to inspect those not holding a license to perform electrical work.

This does not exempt anyone who owns, leases or rents the property on which they wish to perform electrical wiring.

I wish to thank Michael Leining for being available when I was away and for his support as Alternate Inspector of Wires

Respectfully Submitted,
INSPECTOR OF WIRES

Robert Clausen

Notes:

TELEPHONE DIRECTORY

Local Emergency Numbers—

| | |
|---|----------|
| To report a FIRE | 9-1-1 |
| EMT's (Emergency Medical Technicians) | 9-1-1 |
| POLICE—Local | 9-1-1 |
| State | 243-0600 |
| AMBULANCE | 528-3900 |
| Fairview HOSPITAL | 528-0790 |

| Department | Calls to | Telephone |
|---|-----------------------------------|-----------|
| Aging, Council on | Pauline Nault | 528-5994 |
| Arts Council | Julie Shapiro | 528-9312 |
| Assessors | | 528-6481 |
| Birth, Marriage, Death | | |
| Certificates | Town Clerk | 528-5175 |
| Building Inspector | | 528-1443 |
| Cemeteries | Linda Thorpe | 528-2164 |
| Children's Health Program | | 528-9311 |
| Civil Defense | Tom Gillis | 528-9544 |
| Conservation Commission | | |
| (wetlands procedures) | | 528-1443 |
| Disposal Area | | 528-2275 |
| Dog Officer | Martin Clarke | 528-6694 |
| Gas Inspector | Ray Tryon | 528-2982 |
| Health, Board of | | 528-1443 |
| Highways, Town Shed | | 528-1734 |
| Library | | 528-3795 |
| Licenses — Dog, Fishing | | |
| and Hunting | Town Clerk | 528-5175 |
| Parks/Skating Rink | | 528-1573 |
| Planning Board | | 528-1443 |
| Plumbing Inspector | Robert O.Hammer | 528-2709 |
| Post Office | Walter Parks, Postmaster | 528-4670 |
| Schools (Southern Berkshire Regional School District: | | |
| Superintendent | Thomas A. Consolati | 229-8778 |
| | Monterey Kindergarten | 528-3893 |
| | Mt. Everett, Sheffield | 229-8731 |
| | New Marlborough, Mill River | 229-8867 |
| | Jed Lipsky | 528-0762 |
| School Committee | | |
| Selectmen | | 528-1443 |
| Tax Collector | Henry Makuc | 528-0150 |
| Town Offices | | 528-1443 |
| Treasurer | Pat Schoonmaker | 528-5603 |
| Tree Warden | Roger Tryon | 528-4091 |
| Veterans' Services | Albert Adams | 528-1580 |
| Visiting Nurse Association | | 528-0130 |
| Voting — Registration, | | |
| Absentee Ballots | Town Clerk | 528-5175 |
| Welfare Agent | | 528-2200 |
| Wildlife Control Officer | Dale Duryea | 528-9335 |
| Wiring Inspector | Robert Clausen | 528-2067 |

TOWN SEAL DESIGNED BY EDITH L. WILSON

ANNUAL REPORT

OF THE

OFFICERS OF THE TOWN OF



MONTEREY
MASSACHUSETTS

FOR THE FISCAL YEAR
1996-1997

**TOWN OF MONTEREY
BERKSHIRE COUNTY
COMMONWEALTH OF MASSACHUSETTS**

Established: 1735 (under Tyringham)

Incorporated as a town: April 12, 1847

Land area: 26.55 square miles

Location: Southwestern Massachusetts; bordered on the north by Tyringham; on the east by Otis; on the southeast by Sandisfield; on the south by New Marlborough; and on the west by Great Barrington.

Main roads: Route 23 and Route 57

Topographical features: Elevations range from 920 to 2,160 feet above mean sea level. Rough and stony soil with a belt of good texture loam. The Konkapot Brook runs through the town. There are two lakes: Garfield and Buel.

Regular Meeting Schedules: *(Town Offices are located on Main Road in the Town Hall/ Monterey Grange #291 building.)*

Assessors Board of — second and fourth Wednesday of each month 8:00 p.m.

Conservation Commission — second Monday of each month, 7:30 p.m.

Health, Board of — Mondays 10:00 a.m. and 7:00 p.m.

Library Trustees — second Wednesday of each month except July, August and December, 4:15 p.m. at the Library.

Park Commission — first Thursday of each month, 7:00 p.m.

Planning Board — second Thursday of each month, 7:00 p.m.

Roads and Machinery Committee — as needed.

School Committee — alternate Thursdays, 7:30 p.m. at Mt. Everett Regional School Sheffield.

Selectboard — Mondays, 10 a.m. and 7:00 p.m. If Monday is a legal Massachusetts holiday there will be no meeting.

Regular Office Hours:

Assessors' Clerk — Tuesday 8:00 a.m.-2:00 p.m.

Tax Collector—Monday and Thursday, 7:00-9:00 p.m., home office.

Town Clerk—Saturday 9:30 a.m.-12:30 p.m., Town Offices.

Town Offices—Monday through Friday 9:00 a.m.-3:30p.m.

Gun Permits: From Police Chief first Saturday of each month 10:00-11:00 a.m. in Town Offices, or by appointment.

Disposal Area (sticker available at Town Offices):

Summer hours *(Daylight Savings)*

Sunday 10:00 a.m.-6:00 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Winter:

Sunday 10:00 a.m.-4:30 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Library: Monday 7:00 p.m.- 9:00 p.m.
Tuesday 9:30 a.m.-12:00 noon
Wednesday 3:00 p.m.- 5:00 p.m.

Saturday 9:30 a.m.- 12:00 noon
7:00 p.m.- 9:00 p.m.

Annual Report

OF THE

OFFICERS OF THE TOWN OF

MONTEREY

MASSACHUSETTS



FOR THE YEAR
1996-1997

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ELECTED TOWN OFFICERS

| | | |
|--|----------------------------------|------|
| Board of Appeals (5 years) | Peter S. Vallianos, <i>Chair</i> | 1998 |
| | Peter S. Murkett, <i>Clerk</i> | 2002 |
| | Robert M. Gauthier | 2001 |
| | Cynthia M. Weber | 2000 |
| | Dean P. Amidon | 1999 |
| Board of Assessors (3 years) | Gerry Shapiro, <i>Chair</i> | 1998 |
| | James H. Bracken | 1999 |
| | Gary Shaw | 2000 |
| Cemetery Committee (3 years) | Linda E. Thorpe, <i>Chair</i> | 2000 |
| | Jane A. Thorne | 1999 |
| | Rudolph J. Gero | 1998 |
| Constable (3 years) | Raymond W. Tryon | 1998 |
| Finance Committee (3 years) | Andrea C. Dunlop | 1998 |
| | Greta S. Cherneff, <i>Clerk</i> | 1999 |
| | Daniel Moriarty | 2000 |
| Library Trustees (3 years) | John M. Higgins, <i>Chair</i> | 2000 |
| | Donna Trumbull | 2000 |
| | Laurie P. Shaw | 1999 |
| | Linda Thorpe | 1999 |
| | William Marsh | 1998 |
| | Anne M. Makuc | 1998 |
| Moderator (1 year) | Mark J.J. Makuc | 1998 |
| Park Commission (3 years) | James J. Thomas | 1998 |
| | R. Thomas Rosenthal | 1999 |
| | Howard W. Burns, Jr. | 2000 |
| Planning Board (5 years) | Wayne Burkhart, <i>Chair</i> | 1998 |
| | Gerry Shapiro | 2000 |
| | M. Maggie Leonard | 2001 |
| | Joyce Scheffey | 2002 |
| Selectboard | Peter S. Brown, <i>Chair</i> | 1998 |
| | Fred Chapman | 1999 |
| | Muriel L. Lazzarini | 2000 |
| Southern Berkshire Regional School District Committee (two-year term for a maximum of three terms) | Jed P. Lipsky | 1999 |
| Tax Collector (3 years) | Henry J. Makuc | 1998 |
| Town Clerk (3 years) | Barbara B. Swann | 2000 |
| Town Treasurer (3 years) | Patricia K. Schoonmaker | 1998 |
| Tree Warden (1 year) | Roger C. Tryon | 1998 |

APPOINTED TOWN OFFICERS

| | | |
|---|--|--|
| Arts Council | Anita Carroll-Weldon Lewis C. Sheffey Georgiana Shepard Barbara J. Tryon Cynthia M. Weber Fred W. Chapman, <i>Select Board Liaison</i> | |
| Berkshire County Regional Planning Commission, <i>Alternate</i> | Wayne Burkhart | |
| Board of Appeals, <i>Alternates</i> (two members for a term of five years) | John A. Ryder Mark J.J. Makuc | 2000 2000 |
| Board of Health | Georgiana O'Connell, <i>Chair</i> Peter S. Brown Muriel L. Lazzarini | |
| Capital Highway Improvement Committee | Dean P. Amidon Peter S. Brown Raymond W. Tryon | |
| Civil Defense Co-Directors | Peter S. Brown Thomas F. Gillis | |
| Conservation Commission | Raymond W. Tryon, <i>Clerk</i> Muriel L. Lazzarini Howard W. Burns Richard E. Nault Eric Montgomery Christopher Blair Conrad Ohman | 1997 1997 1997 1998 1998 1999 1999 |
| Council on Aging (three year term) | Pauline Nault, <i>Chair</i> Edward Dunlop Cynthia M. Weber Shirley Olds Leonard J. Weber Robert Rausch | 1999 1999 1998 1999 1999 1997 |
| Cultural Council (members to serve not more than three two year terms) | Julie Shapiro, <i>Chair</i> (1/3/94) Jason Brown (1/3/94) Lindsay Pontius (1/10/94) Nancy Kalodner (1995) Cathy Roth (1995) Maureen Banner (1/3/94) Keith Snow | 1/31/98 1/31/98 1/31/98 1997 1997 1/31/98 10/21/98 |
| Data Processing Coordinator | Peter S. Brown | |
| Dog Officer/Pound Keeper | Martin T. Clark | |
| Election Inspectors | Joel Schick (D) James Connery (R) | |
| Election Officers | Grace I. Burke (D) Virginia B. Funk (D) Jane Kessler (Ind.) Jane Thorn (R) | |
| Election Officers, <i>Assistant</i> | Ruth Champigny (D) Barbara Tryon (R) | |

| | | |
|--|--|-----------------------|
| Emergency Management Director | Raymond W. Tryon | |
| Fence Viewer | Ernest F. Heath | |
| Field Drivers | Ernest F. Heath | |
| | Kenneth R. Heath Sr. | |
| Fire Department | Raymond W. Tryon, <i>Chief</i> | |
| | Leigh R. Tryon, <i>1st Asst. Chief</i> | |
| | Dan Andrus, <i>2nd Asst. Chief</i> | |
| | Patricia A. Andrus | EMT |
| | Thomas E. Andrus | |
| | Edward Briggs | |
| | Paul Bynack | EMT |
| | Maynard A. Forbes | |
| | Fran Huberman | EMT |
| | Harlan Lanoue | |
| | Mark Makuc | |
| | Paul Makuc | |
| | Michael Marcus | EMT & Medical Officer |
| | Patrick Sheridan | |
| | Scott Sheridan | |
| | Warren Thomson | |
| | Brook Walsh | |
| | Shaun Tryon, <i>Junior Member</i> | |
| | Justin Thomson, <i>Junior Member</i> | |
| Gas Inspector | Raymond W. Tryon | |
| Harbormaster | Dean P. Amidon | |
| Highway Superintendent | Donald Amstead, Jr. | |
| Historical Commission | Anne M. Makuc, <i>Chair</i> | 1998 |
| | Raymond W. Tryon | 1999 |
| | Barbara J. Tryon | 1999 |
| | Cynthia M. Weber | 1998 |
| | Barbara B. Swann | 199? |
| Inspector of Animals | Richard D. Tryon | |
| Inspector of Animals, <i>Assistant</i> | Dale Duryea | |
| Inspector of Buildings | Carleton K. Anderson | |
| Inspector of Buildings, <i>Alternate</i> | Thomas F. Gillis | |
| Inspector of Wires | Robert Clausen | |
| Inspector of Wires, <i>Alternates</i> | Michael Leining | |
| | Joseph Wirth | |
| Materials Recycling Facility (MRF) | | |
| Advisory Board Representative | Larry Lampman | 2000 |
| 9-1-1 Coordinator | Peter S. Brown | |
| 150th Anniversary Committee | Kim Hines | |
| | Muriel L. Lazzarini | |
| | Raymond W. Tryon | |
| Plumbing Inspector | Robert O. Hammer | |
| Plumbing Inspector, <i>Alternate</i> | Robert Krupski | |

| | | |
|---|---|------------------------------|
| Police Department | Gareth Backhaus, <i>Chief</i> Rita Backhaus, <i>Officer</i> Jeffrey C. Bynack, <i>Officer</i> Daren S. Fitzpatrick, <i>Officer</i> Robert Fredsall, Jr., <i>Officer</i> Todd M. Moriarty, <i>Officer</i> Walter J. Nourse, <i>Officer</i> Thomas Vickerman, <i>Crossing Guard</i> Gloria Vickerman, <i>Crossing Guard</i> | |
| Procurement Officer | Maryellen A. Brown | |
| Registrars of Voters | Barbara B. Swann, <i>Chair</i> (D) Vivian R. Bynack (D) Joan Brown (R) Fran Amidon (R) Dean P. Amidon (R) Patricia A. Amstead (D) Jane Bohn (Ind). Shelley Bynack (D) Maynard A. Forbes (D) | 1997 1997 1998 1999 |
| Registrars of Voters, <i>Assistant</i> | | |
| Salary Committee | James H. Bracken, <i>Chair</i> Jane S. Kessler Walter Parks Barbara J. Tryon | 1998 1998 1998 1998 |
| Sanitary Inspector | Peter J. Kolodziej | |
| Secretary to Board of Selectmen | Judith Kales | |
| Solid Waste Committee | Wayne Burkhart, <i>Co-Chair</i> Joyce B. Scheffey <i>Co-Chair</i> Rudolph (Rudy) J. Gero Robert Thieriot Bill Kopetchny Nancy Marcus Peter S. Vallianos | |
| Southern Berkshire Regional School District Health Liaison | Agnes Pizzichemi-Bourque | |
| Southern Berkshire Solid Waste Management District | Wayne Burkhart, <i>Delegate</i> Joyce B. Scheffey, <i>Alternate</i> | |
| Tax Collector, Deputy | Charles W. Seiger, Jr. | |
| Town Accountant | Barbara A. Gauthier | 1998 |
| Town Clerk, Deputy | Linda Thorpe | |
| Town Counsel | Hugh C. Cowhig | |
| Town Office Secretary | Maryellen A. Brown | |
| Town Report Committee | Peter S. Brown Maggie J. Leonard Barbara B. Swann | |
| Veterans' Agent | Albert J. Adams | |
| Veterans Memorial Committee | Dean P. Amidon, <i>Chair</i> Frank D'Amato Arnold A. Hayes Georgiana C. O'Connell Raymond W. Tryon | |

Warden
Warden, *Deputy*
Wildlife Control Officer
Wilson House Committee

Raymond W. Tryon
Linda Thorpe
Dale Duryea
Daniel Andrus
Lewis Scheffey
Gerry Shapiro

N.B. All appointments are for the period July 1, 1997, to June 30, 1998, unless otherwise indicated (in which case, appointments terminate on June 30 of specified year).

OFFICERS APPOINTED/ELECTED BY OTHER BOARDS

Assessors Assistant
(*Appointed by Assessors*)

Harry L. Gustafson , Jr.

Assessor, Clerk
(*Appointed by Assessors*)

Patricia Amstead

Assess. Rep.-Lake Buel Dist
(*Appointed by Assessors*)

James H. Bracken

Berk. Co. RPC Delegate
(*Elected by Planning Board*)

Joyce B. Scheffey

WARRANT

WARRANT COMMONWEALTH OF MASSACHUSETTS COUNTY OF BERKSHIRE, ss. TOWN OF MONTEREY

To: Raymond W. Tryon, Constable of the Town of Monterey in the County Berkshire,

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in the elections and Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Saturday, May 3, 1997, at 9:30 o'clock in the morning, then and there to act on the following articles:

Article 1 To bring in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town:

- One member of the Board of Appeals for five years.
- One member of the Board of Assessors for three years.
- One member of the Cemetery Committee for three years.
- One member of the Finance Committee for three years.
- Two Library Trustees for three years.
- One Moderator for one year.
- One member of the Park Commission for three years.
- One member of the Planning Board for five years.
- One member of the Select Board for three years.
- One member of the Southern Berkshire Regional School District Committee for two years.
- One Town Clerk for three years.
- One Tree Warden for one year.

Article 2 To hear and act on the reports of all Officers, Agents and Committees of the Town.

Article 3 To see if the Town will raise and appropriate certain sums of money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and provide for a Reserve Fund for the ensuing year, or raise, appropriate or transfer any other sum of money.

| | FY 97 <u>BUDGET</u> | RECOMMENDED for 1998 |
|--|------------------------|-------------------------|
| #100 <u>GENERAL GOVERNMENT</u> | | |
| #114 Moderator | 100 | 100 |
| #122 Selectman | 5,820 | 7,758 |
| Selectmen's Sec'y | 7,362 | 7,550 |
| Selectmen's Exp. | 2,000 | 2,500 |
| #124 Temporary Employees | 2,050 | 1,500 |
| #131 Finance Committee | 500 | 500 |
| #132 Reserve Fund | 0 | 0 |
| #135 Town Accountant | 8,172 | 10,624 |
| Accountant's Expenses | 500 | 500 |
| #141 Assessors | 4,000 | 4,000 |
| Assistant Assessor | 12,000 | 13,928 |
| Assessor's Clerk | 2,918 | 3,070 |
| Assessor's Expenses | 4,500 | 4,500 |
| #144 Assessor's Computer | 2,000 | 2,000 |
| #145 Town Treasurer | 7,780 | 8,153 |
| Treasurer's Expenses | 1,800 | 1,840 |
| #146 Tax Collector | 7,780 | 9,142 |
| Tax Collector Expenses | 4,500 | 4,700 |
| #147 Tax Collector's Computer | 2,200 | 2,350 |
| #148 Bank Charges | 1,000 | 600 |
| #151 Town Counsel | 1,000 | 1,000 |
| #152 Printing & Stat | 4,750 | 6,000 |
| #159 Town Office Sec'y | 23,388 | 24,440 |
| #161 Town Clerk | 7,741 | 10,024 |
| Town Clerk Exp. | 2,300 | 2,300 |
| #162 Election Expenses | 1,500 | 1,200 |
| #163 Registration | 350 | 350 |
| Bd. Registrars/Clerk | 5,000 | 5,380 |
| #171 Conservation Commission | 500 | 500 |
| #175 Planning Board | 1,300 | 1,300 |
| #176 Board of Appeals | 1,000 | 1,000 |
| #192 Meeting Hall | 620 | 620 |
| #195 Town Report | 2,000 | 2,000 |
| #196 Town Offices | 15,000 | 15,000 |
| #197 Comp. Software & Support | 5,000 | 5,000 |
| Accounting Software & Support | <u>1,395</u> | <u>1,500</u> |
| TOTAL GENERAL GOVERNMENT | 150,126 | 163,329 |
| #200 <u>PUBLIC SAFETY</u> | | |
| #209 Constable | 125 | 125 |
| #210 Police Chief | 6,876 | 33,820 |
| Police Protection | 22,619 | 13,740 |

| | <u>FY 97 BUDGET</u> | <u>RECOMMENDED for 1998</u> |
|--|-------------------------|---------------------------------|
| #212 Police Facilities | 3,000 | 2,700 |
| #220 Fire Protection | 22,500 | 26,250 |
| #221 Berk Co. Sheriff's Comm. Ctr. | 2,757 | 2,895 |
| #240 Building Inspector | 3,100 | 6,000 |
| #243 Plumbing Inspector | 1,750 | 1,750 |
| #244 Fire & Gas Inspector | 1,750 | 1,750 |
| #245 Wiring Inspector | 1,750 | 1,750 |
| #247 Animal Inspector | 100 | 100 |
| #291 Civil Defense | 500 | 500 |
| #292 Animal Control Officer | 1,800 | 1,800 |
| #293 Wildlife Control Expense | 1,000 | 1,000 |
| #296 Tree Warden | <u>5,150</u> | <u>4,150</u> |
| TOTAL PUBLIC SAFETY | 74,777 | 98,330 |
| #300 <u>EDUCATION</u> | | |
| #301 School Committee | 600 | 600 |
| #310 Schools: Capital | 165,185 | 182,070 |
| Schools: Operating | <u>552,748</u> | <u>586,158</u> |
| TOTAL EDUCATION | 718,533 | 768,828 |
| #400 <u>PUBLIC WORKS & FACILITIES</u> | | |
| #422 Highway Maintenance | 121,090 | 128,450 |
| #423 Snow & Sand | 85,894 | 96,000 |
| #424 Public Lighting | 2,200 | 2,200 |
| #426 Highway Capital | 50,000 | 50,000 |
| #427 Machinery & Tools | 20,000 | 20,000 |
| #428 Town Garage | 18,000 | 18,000 |
| #431 S. Berk Waste District | 2,415 | 2,697 |
| #433 Disposal Area | 64,500 | 64,500 |
| #434 Rubbish Collection | 1,500 | 1,500 |
| #491 Cemetery Maintenance | 4,500 | 5,000 |
| #495 Soldier's Graves | <u>550</u> | <u>550</u> |
| TOTAL PUBLIC WKS & FACILITIES | 370,649 | 388,897 |
| #500 <u>HUMAN SERVICES</u> | | |
| #510 Board of Health | 1,288 | 1,288 |
| #510 Board of Health Expenses | 500 | 1,500 |
| #511 Sanitary Inspector | 8,000 | 8,000 |
| #522 Visiting Nurse | 1,500 | 1,500 |
| #523 Berkshire Mental Health | 835 | 835 |
| #529 Children's Health Prog. | 1,000 | 1,000 |
| #530 Hospice | 550 | 750 |
| #531 SBYA | 250 | 250 |

| | FY 97 <u>BUDGET</u> | RECOMMENDED for 1998 |
|---|------------------------|-------------------------|
| #541 Council on Aging | 400 | 400 |
| #543 Veteran's Benefits | 1,600 | 1,767 |
| #549 Construct | <u>250</u> | <u>250</u> |
| TOTAL HUMAN SERVICES | 16,173 | 17,540 |
| #600 <u>CULTURE & RECREATION</u> | | |
| #610 Library General | 25,875 | 26,750 |
| Library Maintenance | 2,500 | 2,500 |
| #630 Park Commission | 16,900 | 19,000 |
| #692 Memorial Day | <u>500</u> | <u>750</u> |
| TOTAL CULTURE & RECREATION | 45,775 | 49,000 |
| #700 <u>DEBT SERVICE</u> | | |
| #710 Debt Service | <u>4,000</u> | <u>9,000</u> |
| TOTAL DEBT SERVICE | 4,000 | 9,000 |
| #900 <u>MISCELLANEOUS</u> | | |
| #911 Berkshire County Retirement | 18,864 | 18,808 |
| #913 Employment Security | 700 | 400 |
| #914 Health Insurance | 31,000 | 33,200 |
| #915 FICA | 8,600 | 10,000 |
| #916 State Board of Retirement | 200 | 200 |
| #919 Vacation, Sick & Holiday | 13,688 | 0 |
| #945 Bonds and Insurance | <u>41,000</u> | <u>41,000</u> |
| TOTAL MISCELLANEOUS | 114,052 | 103,608 |
| TOTAL OPERATING BUDGET | 1,494,085 | 1,598,532 |
| SPECIAL ARTICLES TOTAL | <u>171,345</u> | <u>124,246</u> |
| TOTAL BUDGET | 1,665,430 | 1,722,778 |

Article 4 To see if the Town will vote to authorize the Selectmen to set the compensation of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1997:

| | |
|-------------------------------------|--------------------------------|
| Highway Superintendent | \$31,559 to \$41,168 per year; |
| Special Skilled Part-Time Employees | \$12.46 to \$16.26 per hour; |
| Highway Employee Level I | \$ 7.50 to \$10.00 per hour |
| Highway Employee Level II | \$ 9.55 to \$12.46 per hour |
| Highway Employee Level III | \$ 11.41 to \$16.26 per hour; |

or take any other action relative thereto.

Article 5 To see if the Town will vote to raise and appropriate the sum of \$9,996 or any other sum for the principal and interest on the loan for the cemetery land purchase, or take any other action relative thereto.

Article 6 To see if the Town will vote to raise and appropriate the sum of \$24,187 or any other sum for the principal and interest on the loan for the new fire truck, or take any other action relative thereto.

Article 7 To see if the Town will vote to transfer from Overlay Surplus to the Reserve Fund the sum of \$20,000 or any other sum, or take any other action relative thereto.

Article 8 To see if the Town will vote to transfer from the Berkshire County Dog Tax Account to the Library Appropriation Account the sum of \$197.22 or any other sum, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172, or take any other action relative thereto.

Article 9 To see if the Town will vote to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000 or any other sum, or take any other action relative thereto.

Article 10 To see if the Town will vote to authorize the Select Board to sell the 1989 one-ton GMC truck and/or sander by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Select Board, or take any other action relative thereto.

Article 11 To see if the Town will vote to authorize the Select Board to sell the 1964 Mack fire engine pumper by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Select Board, or take any other action relative thereto.

Article 12 To see if the Town will vote to raise and appropriate the sum of \$2,500 or any other sum for the purchase and installation of dry fire hydrants by the Monterey Fire Company, or take any other action relative thereto.

Article 13 To see if the Town will vote to raise and appropriate the sum of \$4,000 or any other sum for the purchase of replacement doors for the Town Garage, or take any other action relative thereto.

Article 14 To see if the Town will vote to raise and appropriate the sum of \$7,000 or any other sum for a Town Audit for Fiscal Year 1997, or take any other action relative thereto.

Article 15 To see if the Town will vote to authorize the Board of Assessors to grant abatements filed in a timely manner for Fiscal Year 1996 tax bills for tornado damage, or take any other action relative thereto.

Article 16 To see if the Town will vote to recommend that the Monterey Historical Commission petition the Massachusetts Historical Commission to forward a recommendation to the U.S. Department of the Interior for the creation of a commemorative historic district in the following area of Town: on Main Road, from the Bynack residence and the Monterey Firehouse to the Makuc residence and the McLaughlin-Wilson property, and extensions as far as the Brookmead Farm on New Marlborough Road and the Hebert residence on Tyringham Road, or take any other action relative thereto.

Article 17 To see if the Town will vote to amend Article XVII, Non-Criminal Disposition, of the Town Bylaws to include Solid Waste Management under the provisions of Non-Criminal Disposition, as follows: Article X, Solid Waste Management, Sections 1 and 2. Penalty: \$25. Enforcement Officer: Police Officers. Further, that the contents of Article XVII, Non-Criminal Disposition, be segregated as appropriate to each article of the Town Bylaws for clearer understanding of the penalty and Enforcement Officers in each article of the Town Bylaws, or take any other action relative thereto.

Article 18 To see if the Town will vote to raise and appropriate the sum of \$2,000 or any other sum for the regional collection of hazardous waste, or take any other action relative thereto.

Article 19 To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 59, Section 57C, allowing for the billing of real estate taxes on a quarterly basis, said quarterly tax billing to be implemented for Fiscal Year 1999, or take any other action relative thereto.

Article 20 To see if the Town will vote to raise and appropriate the sum of \$32,000 or any other sum for the purchase of a police cruiser for the Police Department, or take any other action relative thereto.

Article 21 To see if the Town will vote to raise and appropriate the sum of \$10,000 or any other sum for the restructuring of the Transfer Station recycling containers, or take any other action relative thereto.

Article 22 To see if the Town will vote to raise and appropriate the sum of \$300 or any other sum for the Southern Berkshire Literacy Network, or take any other action relative thereto.

Article 23 To see if the Town will vote to raise and appropriate the sum of \$1,066 or any other sum to pay to the Southern Berkshire Regional School District for the Town of Monterey's share of legal expenses associated with the One Person-One Vote litigation, or take any other action relative thereto.

Article 24 To see if the Town will vote to authorize and direct the Assessors to take \$50,000 or any other sum from available funds to reduce the tax levy for the fiscal year beginning July 1, 1997, or take any other action relative thereto.

Article 25 To see if the Town will vote to raise and appropriate the sum of \$10,000 or any other sum for the Stabilization Fund, or take any other action relative thereto.

Article 26 To see if the Town will vote to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1998, pursuant to Massachusetts General Laws Chapter 44, Section 53F, or take any other action relative thereto.

Article 27 To see if the Town will vote to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General

Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan, or take any other action relative thereto.

Article 28 To see if the Town will vote to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1997, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17, or take any other action relative thereto.

Article 29 To see if the Town will vote to authorize any Town board to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A, or take any other action relative thereto.

Article 30 To bring in their votes on the following question on a separate ballot provided by the Town Clerk:

Shall the Town vote to amend SECTION 2 of the Regional School Agreement by striking that section in its entirety and inserting in lieu thereof the following:

2. THE COMMITTEE

(a) Composition

The powers and duties of the regional school district shall be vested in and exercised by a regional school district committee, hereinafter sometimes referred to as the Committee. The Committee shall consist of ten members, four who are to be residents of the Town of Sheffield, two who are to be residents of the Town of New Marlborough, two who are to be residents of the Town of Egremont, one who is to be a resident of the Town of Monterey and one who is to be a resident of the Town of Alford.

(b) Elections

1. At the annual town elections in 1997, the Town of Sheffield shall elect two members to fill the two expiring elected terms. The term of office of each member so elected shall run to the day after the biennial state election in 1998 and thereafter until their respective successors have been duly elected and qualified.

2. At the annual town elections in 1998, the Town of Sheffield shall elect two members to fill the expiring elected terms. The term of office for the members so elected shall run to the day after the biennial state election in 2000 and thereafter until successors have been duly elected and qualified.

3. At the annual town elections in 1997, the Town of Egremont shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998 and

thereafter until a successor has been duly elected and qualified.

4. At the annual town elections in 1998, the Town of Egremont shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 2000 and thereafter until a successor has been duly elected and qualified.

5. At the annual town elections in 1997, the Town of Alford shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.

6. At the annual town elections in 1997, the Town of Monterey shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.

7. At the annual town elections in 1997, the Town of New Marlborough shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.

8. At the annual town elections in 1997, the Town of New Marlborough shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 2000, and thereafter until a successor has been duly elected and qualified.

9. At the biennial state election in 1998 and thereafter as the term of office of the members expire, there shall be elected by way of District-wide at large elections with the residency requirement which will result in the required number of members who are residents of the appropriate town, to serve for a term of four years and thereafter until their respective successors have been duly elected and qualified. For the purposes of arrangement on the ballot, offices having the same residency requirement shall appear on the ballot as an office distinct from offices having a different residency requirement, provided always that there shall appear on the ballot appropriate instruction to the effect, "you may vote for every position on the Southern Berkshire Regional School District Committee, regardless of where you reside in the District.

10. No member of the Committee may serve for more than two terms consecutively.

(c) Vacancies

If a vacancy occurs among the members elected under Subparagraph (b), the selectmen from the town involved shall within thirty days appoint a member to serve until the next biennial state election, at which election a successor shall be elected to serve the balance of the unexpired term, if any.

(d) Organization

The Committee shall organize and choose by ballot a chairperson and a vice chairperson from its own membership annually immediately following the election

and qualification of successors, provided always that commencing in 1998 and thereafter, such organization and choosing by ballot of a chairperson and vice chairperson for its own membership shall be held annually at the first Committee meeting to be held within 21 days after the second Tuesday of November. At the same meeting or any other meeting, the Committee shall appoint a treasurer and a secretary who may be the same person but who need not be members of the Committee, choose such other officers as it deems advisable, determine the terms of office of its officers (except the chairperson and the vice chairperson, who shall be elected annually as provided above) and prescribe the powers and duties of any of its officers, fix the time and place for its regular meetings, and provide for the calling of special meetings.

(e) Voting

Commencing immediately as of the date of this amendment, each Committee member's vote shall be weighted as follows:

The one committee member from the Town of Alford shall have a weighted vote of 8%. The one committee member from the Town of Monterey shall have a weighted vote of 12%. The two committee members from the Town of New Marlborough shall each have a weighted vote of 9% (for a total of 18%). The two committee members from the Town of Egremont shall each have a weighted vote of 9% (for a total of 18%). The four committee members from the Town of Sheffield shall each have a weighted vote of 11% (for a total of 44%). The Regional District School Committee shall provide and supervise, in accordance with law, the education of all pupils in public schools residing within the District in elementary, high school and adult grades.

_____Yes _____No

(f) Article 31

To bring in their votes on the following question on a separate ballot provided by the Town Clerk:

Shall the Town vote to amend the May 18, 1953, Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph:

Each School Committee member's vote shall be weighted so as to reflect the ratio that the population of the town that the member represents bears to the total district population, divided by the number of committee members representing such town. The member town and District populations shall be based on the decennial federal census, or population estimates released by the U.S. Bureau of the Census, whichever is more recent.

_____Yes _____No

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands and the seal of the Town of Monterey this 7th day of April, 1997.

S/ Georgiana C. O'Connell, *Chair*
S/ Peter S. Brown
S/ Fred W. Chapman
MONTEREY SELECT BOARD

Pursuant to the within Warrant, I have this day, April 9th 1997, notified and warned inhabitants of the Town of Monterey in accordance with the Town Bylaws and the General Laws of the Commonwealth of Massachusetts.

S/ Raymond W. Tryon
CONSTABLE

REPORTS of TOWN BOARDS and COMMITTEES

REPORT OF THE 9-1-1 COORDINATOR

The implementation of the E-911 dispatching system required an extensive research and house-numbering assignment. Every town in Massachusetts has been going through the process. For Monterey and many of our rural neighboring towns, the chore was time consuming and deliberate. Several of us used our all too limited knowledge of "Who lived where?" to finish the task. This work was completed some four years ago, and the results in Monterey have shown that the input was quite accurate.

Some mistakes were made, of course. Not 100% of our homes were numbered as accurately as we thought. Thus the work of the 911 Coordinator has been to update and maintain the database's accuracy, making sure that our numbers are accurate and that new homeowners are given proper addresses (i.e. house numbers).

The house-numbering process is based on miles (in hundredths) from a given starting point, usually a main road, and the system allows for 100 individual numbers in a mile (a density much higher than that allowed by Monterey's zoning bylaws). The demand for numbers is determined by new construction and some database auditing.

Respectfully submitted,
Peter S. Brown, 911 Coordinator

REPORT OF THE ANIMAL CONTROL OFFICER

I hereby submit the report covering the activities of this Department from
1/1/96- 12/31/96

| | |
|--|----|
| Number of dog complaints | 16 |
| Number of requests for locating lost dogs | 4 |
| Number of nuisance dog complaints (handled by phone) | 2 |
| Number of dog bites reported to this Department | 4 |
| Number of dogs killed by motor vehicles | 2 |
| Number of dogs placed in homes or destroyed | 4 |
| Number of nuisance animals | 38 |

Respectfully submitted,
Martin T. Clark
Animal Control Officer

REPORT OF THE BOARD OF ASSESSORS

Fiscal Year 1997
(July 1, 1996 - June 30, 1997)

| | |
|---|-----------------------|
| Appropriations | \$1,684,723.06 |
| Other Local Expenditures | |
| Total Cherry Sheet Offset | 1,469.00 |
| District Department of Veterans' Services | 1,711.92 |
| Berkshire County Regional Planning | |
| Commission | 377.87 |
| Other Expenses | 3,450.00 |
| County Tax and Assessment | 24,743.00 |
| Allowance for Abatements and Exemptions | <u>40,088.16</u> |
| Gross Amount to Be Raised | \$1,756,563.01 |
| Estimated Receipts and Other Revenue Sources | |
| Estimated Receipts - state | 100,206.00 |
| Estimated Receipts - local | 139,400.00 |
| Revenue Sources Appropriated for | |
| Particular Purposes | 44,510.06 |
| Other Revenue Sources Appropriated | |
| Specifically to Reduce Tax Rate | <u>60,000.00</u> |
| Total Estimated Receipts and | |
| Available Funds | 344,116.06 |
| Tax Levy | 1,412,446.95 |
| Tax Rate | 8.72 |

The Board of Assessors wants to thank the property owners for their cooperation with the Board and the Assistant Assessor in their inspections of properties. These inspections will continue into the next year.

Respectfully submitted,

BOARD OF ASSESSORS
Gerry Shapiro, *Chair*
Gary Shaw
James Bracken

BUILDING INSPECTOR'S REPORT

This past year the Building Inspector issued 36 permits as follows:

| | |
|----------------------|-----------|
| Dwellings | 10 |
| Barns/Garages | 3 |
| Additions | 6 |
| Decks/Porches | 6 |
| Renovations | 9 |
| Demolitions | 2 |
| Wood Stoves | 0 |
| TOTAL PERMITS | 36 |

TOTAL valuations pre-assessed **\$1,231,660.00**

The assistance and cooperation of all town boards this year was sincerely appreciated. We are now using the sixth edition of the Massachusetts Building Code. Please do not hesitate to contact me if you have questions with regard to any changes in the amended codes. I am available every Friday between 3-4 pm. In an emergency Please call 413/528/5189. I look forward to hearing from everyone.

Respectfully submitted,
Walter Potash, *Inspector of Buildings*

REPORT OF THE CHILDREN'S HEALTH PROGRAM

The Children's Health Program, Inc. is pleased to present the following report to the citizens of Monterey for the year July 1996 through June 1997.

Food and Nutrition Services

The Southern Berkshire WIC Program provides checks for the purchase of nutritious foods for income eligible pregnant women, post-partum women, infants and children to age 5 years. WIC staff also provides nutrition education and breast-feeding support. Please call 528-0457 for more information.

*12 women and children from Monterey participated
in the SBWIC program in FY 1997.*

Primary Pediatric Services

The Center for Pediatric and Adolescent Health Care opened in August, 1995 as a licensed pediatric clinic on the fourth floor of Fairview Hospital. A team of health care providers offer complete pediatric health care services there each weekday. The Center uses a sliding fee scale and can bill a number of health insurers. Families can also obtain enrollment information for the children's Medical Security Plan, a state funded health insurance program for children and young persons to age 18 years. Please call 528-8580 for further information.

15 children and young adults from Monterey were seen at the Center in FY 1997.

FIRST STEPS: an infant/toddler development program

FIRST STEPS offers families of young children, birth to three years, a continuum of services to promote optimal development. Children with known disabilities and children who, for unknown reasons, may have delayed development are eligible for screening, assessment, and treatment services from a full team of developmental specialists.

5 children from Monterey were served by FIRST STEPS in FY 1997.

All of the above services are funded, in part, by the Massachusetts Department of Public Health, by Berkshire United Way, and by the generosity of community donors.

Family Support Services Network

The Family Support Network, funded in part by the Massachusetts Department of Education, consists of a network of services designed by young families to assist them in successfully raising their young children. Playgroups, the Parent-to-Parent Volunteer Project, emergency day care services, and Gramma's attic, are just a few of the resources open at no cost to families.

42 from Monterey participated in these programs in FY 1997.

The Children's Health Program, Inc. is also proud to announce that it has opened a new Family Center at 940 South Main Street, Great Barrington, and opened a second center in the winter of '97 in Otis. please call 528-0721 for further information. The Centers are funded, in part, by the Children's Trust Fund of Massachusetts.

We are pleased that we have been providing services to families in Monterey for 22 years and we look forward to continuing to offer these resources to your youngest citizens for many years to come.

Linda H. Small, *Executive Director*

REPORT OF THE CONSERVATION COMMISSION

The Monterey Conservation Commission reviewed 25 filings this year. We had 19 Requests for Determinations of Applicability (RDA) and 6 Notices of Intent (NOI). The period covered was July 1, 1996 through June 30, 1997. The annual Lake Garfield drawdown plan was approved as requested by the Fire Chief.

Many of the filings concerned repairs to or installation of new septic systems. Two requests concerned storm damage clean-up efforts. One filing concerned the opening of a gravel mining operation.

This year the Regulations for the Rivers Protection Act were included in the Wetlands Protection Act. The regulations describe the need for review of all projects within 200 feet of Rivers in the Commonwealth of Massachusetts. This affects many projects in Monterey. The Conservation Commission will be happy to answer any questions you may have, before you start your project. We meet regularly on the 2nd Monday of each month.

As a reminder, the Monterey Conservation Commission should review your plans for a project if you plan any activity in or within 100 feet of a Resource (any

lake, pond, stream, swamp, or vegetated wetland). If you wish to discuss your project informally, before filing with the Conservation Commission, we would be happy to answer your questions.

Respectfully submitted,

Conrad Ohman, *Chair*

Raymond Tryon

Richard Nault

Christopher Blair

Deborah Mielke

David Dempsaey

REPORT OF THE COUNCIL ON AGING

According to the records of the Town Clerk, the Monterey senior population (60+) is 182.

The primary concern of the Council is to make available information on programs which promote the health and well-being of town seniors. The Council assists the Berkshire Visiting Nurse Association (VNA) in the administration of the monthly blood pressure clinic. Sixty-five people took advantage of the annual flu shot; Sixty-two seniors participated in senior luncheon programs.

The Monterey COA formula grant from the state was increased to \$1500. Our annual budget of \$1900 (\$1500 from the state and \$400 from the town) was used to support the Southern Berkshire Elderly Transportation Corporation (SBETC) which provides transportation for medical appointments, meal services and various social activities.

Respectfully submitted,

Pauline F. Nault, *Chair*

Ed Dunlop

Shirley Olds

Cynthia Weber

REPORT OF THE HARBORMASTER

The buoys in the channel were installed in May and removed in September. They are very effective in controlling the speed of boats. Most operators automatically slow down now when proceeding through the channel.

No boaters were issued citations, most respond to verbal warnings and in fact, apologize for alleged infractions reported to the Harbor Master.

Jet ski boats are becoming more of a problem because of reckless driving and objectionable noise. They could well become a danger on our small lake. Further action will be necessary in the future to maintain the past high quality of boating recreation on Lake Garfield.

Respectfully submitted,

Dean P. Amidon, *Harbor Master*

REPORT OF THE BOARD OF HEALTH

The responsibilities of the Board of Health have been dramatically impacted by Title V, the State Sanitary Code. The issues of septic inspections are a new challenge for all of us, and many are unaware of the impact the results of those inspections may have on the individual property owner. Inspections are required in several instances, but most commonly when a property is to be sold or transferred to a family member (other than a spouse). In Monterey, fully 25% of the inspections reveal deficiencies that must be corrected within six months of the inspection. Most of the indicated repairs are not major but rather of the "maintenance" variety; other deficiencies may require that the entire septic system be replaced. Fortunately, the Board of Health is given some latitude in dealing with the rebuilding of failed systems. Our goal is to attain "maximum feasible compliance," which allows repairs that can be much less demanding than those required for a system for a new dwelling.

Another of the Board's concerns is the operation of the Transfer Station. We are fortunate to have the assistance of the Solid Waste Committee to oversee the direct operation of the facility, with the day-to-day operation in the capable hands of the Master Garbologist. Together, with your active participation, we are recycling more and more of our trash, thereby reducing the costs of the solid-waste operation and addressing the environmental concerns for the preservation of so many natural resources.

Our Board of Health agent is Peter Kolodziej. He is our advisor, inspector and evaluator. He is available to any citizen to help resolve many of the problems associated with adherence to the health codes, including septic system design. Peter spends a great deal of time answering concerns of our board, investigating complaints from citizens and working to resolve differences between the sanitary code and reality.

Our Board of Health clerk is Georgiana O'Connell, and she is the person responsible for the unending paperwork and permitting that results from Title V. Gige issues all permits after approval by the Board, and has been effective in the follow-up process to allow certification of all new well and septic systems.

The Board of Health issued the following permits in Fiscal Year 1997

*21 Disposal Works Construction, 14 DWC Installers, 14 Well Installations,
2 Milk Pasteurizers, 6 Food Establishments, 4 Camps*

The Board regularly answers inquiries about existing septic and well systems, and as our files continue to expand as a result of the Title V inspection process, we expect that that phase of our responsibilities will grow. We are accumulating a large amount of paper (plans, applications, inspection reports, etc.), and we hope that the computer will help to reduce our need for filing cabinets.

The Board of Health may seem to have acquired an image that we would like to dispel. While we have regulatory and investigative responsibilities, our real function is to serve the citizens of Monterey by preserving our public health. Sometimes we overstep those responsibilities, so don't be afraid to tell us when we do. Let's get it right the first time!

Respectfully submitted,
Peter S. Brown, *Chair,*
Fred W. Chapman
Muriel Lazzarini

REPORT OF THE HIGHWAY SUPERINTENDENT

The Highway Department would like to thank each tax payer for the new 1997 Ford truck and the hydraulic equipment, sander and plow that goes with the truck.

The project for the year was New Marlborough Road. I hope all the town's people are pleased with it. The total job cost:

| | |
|-------------|--------------|
| Chapter 85B | \$107,980.66 |
| Chapter 204 | \$ 26,181.00 |
| Total | \$134,181.66 |

The Department added gravel during the July rains to several dirt roads that had washouts, new culverts to replace the rusted out culverts on Blue Hill, Brett, Harmon, and Beartown Mt. roads.

The Department chip sealed a section of Art School Rd.

This winter was mild, but we had a lot of ice. A total of 3100 tons of sand and 550 tons of salt were used on the roads.

I would like to thank my fellow workers, Pete, Lyman and Rich for the great work they do on the roads and for the long winter days and nights.

Respectfully submitted,

HIGHWAY SUPERINTENDENT
Donald Amstead Jr.

REPORT OF THE LIBRARY TRUSTEES

1996-97 was an active and successful year at The Monterey Library. Numbers of patrons and of circulations were both up from the previous year: there were 687 patrons at year's end compared to 636, and circulations numbered 10,155, up from 9,579. The Annual Book Sale in July netted several hundred dollars to support Library programs. The theme of the Summer Reading Program for children was "Catch the Summer Spark," and was well supported by our younger patrons. As part of the program, the Library sponsored a performance by singer-storyteller John Porcino attended by an audience of around 50. The kids loved him!

The Family Film Series in the winter was also well attended. We now have access to a larger collection of films and were able to offer several which we had not shown before: "The King and I," "The Day the Earth Stood Still," "Laura" and "Mr. Smith Goes to Washington." Thanks go to Donna Trumbull who organized the series.

In the Memorial Day parade kicking off the 150th Anniversary celebration the Library sponsored a contingent of young (and not quite so young) Montereyans who marched festooned front and back with posters of their favorite books—a veritable walking library.

The major effort of the Trustees this year was planning for the workroom addition. At the end of the year we were on the verge of receiving bids for work to start in the early fall (which it did).

We would like to thank many people for various benefits over the course of the

year. Claire Mielke gave many hours of volunteer work of various kinds in the Library for which we are very grateful—you're a great help! Gerry Shapiro donated many hours of her services to the Library in drawing up plans and specifications for the addition. Thank you, Gerry—we could not have done it without your help. The Berkshire County Savings Bank gave the Library a generous donation. The Monterey General Store and the Roadside Store were generous in their support of the Summer Reading Program. Mark Makuc generously gave his time for the decoration of the Library's evergreen for the holidays—as usual it looked just terrific. Finally, we would like to thank everyone who donated books for the Book Sale and other donations over the course of the year. We are grateful for the continued and consistent support we receive from the town year after year.

Respectfully submitted,

LIBRARY TRUSTEES

John Higgins
Anne Marie Makuc
Will Marsh
Laurie Shaw
Linda Thorpe
Donna Trumbull

REPORT OF THE PARK COMMISSION

All the park programs ran smoothly in 1995-96.

The Park Commission appointed a member to serve on the Edith Wilson Scholarship committee.

A new swimming lesson program, Swim America, was hired to improve the quality of swimming lessons during the summer. A new beach position with increased responsibility, waterfront director, was created and a qualified person was hired.

We took over the administration and direction of the annual Knox Trail Run and made it a permanent town event.

The first annual winter carnival skating games were held and were a great success.

Respectfully submitted,

THE PARK COMMISSION

Tom Rosenthal
Nick Burns
Jim Thomas

REPORT OF THE PLANNING BOARD

This year, the Planning Board commenced the development of an Open Space Plan. This resulted in the development of a series of maps necessary to the Plan and the updating of Monterey's map of the distribution of residences in our town. The Board attended a workshop in November on the development of a Master Plan, and continues to work toward that goal at the least expense to the town.

The Board approved 14 divisions of land with "Approval Not Required," met to issue a finding in approval of one variance, one release on a subdivision approval from the early 1970s (which had never been filed at the Registry of Deeds) and issued two findings with regard to two Special Permit applications pending before the Zoning Board of Appeals.

In May, 1996 the Board secured approval from the Town on a group of Zoning Bylaw changes. The Board continues to consider and develop changes to the Zoning Bylaws as well as the development of an Open Space Plan and a Master Plan for Monterey. We will rely on fellow townspeople to assist us in these endeavors and welcome ideas from you at any time.

Respectfully submitted,

Wayne Burkhardt, *Chair*

Joyce Scheffey

Maggie Leonard

Gerry Shapiro

Fred Chapman

REPORT OF THE POLICE DEPARTMENT

Throughout the 1996-97 fiscal year, we saw a decrease in the number of motor vehicle accidents, responding to 18 of these calls. Reported breaking and entering calls decreased to 7, 2 of these were breaking and entering into the communications building on top of Mt. Wilcox. Two people were apprehended and charged. The number of burglar alarm calls increased to 23, and the number of abandoned 911 calls decreased to 5. Tree/power lines down and reported missing persons received 8 responses. We received 5 calls reporting a disturbance of the peace, most of these involved under age drinking. There were 4 calls for each of the following: trespassing, deer struck by motor vehicles, property damage, disputes and aggressive dogs or dog bites. There were 3 calls to check on a persons well being. We also handled 4 calls involving suicide. Two of these were attempts which were prevented. Other calls the department handled were: neighbor/tenant disputes, shots fired, threatening calls, assault and battery and in excess of 650 calls for information.

While on patrol the department issued 205 citations. Strict enforcement of speeding and other motor vehicle laws, as well as increased visibility of the police

department helps to reduce motor vehicle accidents and keep the roads safe. It also helps to reduce breaking and enterings and other related crimes by deterring the type of person largely responsible for these crimes .

This year I was appointed to the position of full time Chief of Police. I appreciate the confidence the Select Board and the Town have placed in me and will continue to do the best I can in the interest of the Town of Monterey. I have always emphasized the philosophy of Community Policing in our police department and the need to provide service to the Community. I encourage people to call and report anything which seems suspicious, out of the ordinary or of concern to them. It is essential that the community and the police department work together to prevent crime and increase the quality of life we enjoy here in Monterey. The police department is trained to solve problems within the community or direct you to a resource that can help. Please feel free to contact us with any concerns or problems you may have.

This year the purchase of a new police cruiser was approved by the town. The commitment of the towns people to provide the best equipment for public safety is appreciated by all of us. Having the proper equipment makes our job a little easier and allows us to be more effective.

This year, Officer Noah Wright was added to the department and is a real asset. The department now consists of:

Chief of Police Gareth Backhaus
Officer Rita Backhaus
Officer Walter Nourse
Officer Robert Fredsall, Jr.
Officer Todd Moriarty
Officer Noah Wright
Crossing Guard Thomas Vickerman
Crossing Guard Gloria Vickerman

In Memory of Daren Scott Fitzpatrick

Daren's interest in the police department started in 1993 when he worked his internship through the Egremont Police Department under the guidance of Chief Balcom. In 1995, through the sponsorship of the Egremont Police Department, he entered the MCJTC Basic Reserve/Intermittent Training Course at Agawam, and graduated from the Academy in February of 1995. In October of 1995, Daren applied to the Monterey Police Department and was appointed as a police officer. Daren was an asset to the police department and was liked by all his colleagues as well as the towns people. On January 20, 1997, at approximately 6:30 am, Daren passed away in his home. Daren was an asset to the department and will be missed.

I would like to thank all the members of our police department for their dedication and hard work and the towns people for their continued support.

Respectfully submitted,
Gareth J. Backhaus, Chief of Police

REPORT OF THE SALARY COMMITTEE

The committee membership of Jane Kessler, Barbara Tryon, Walter Parks, and Jim Bracken developed a comprehensive wage and salary scale for every Monterey employee. They also provided recommendations to increase stipends for some elected offices.

Extensive research was completed in order to submit an equitable and accurate plan.

Employee questionnaires were used to determine the credentials, experience, duties and responsibilities of each town worker.

Pay scales from multiple locations throughout the Commonwealth were collected, compiled and converted to averages resulting in fair but competitive scales. The Select Board accepted the concept we presented but disagreed with, and altered the placement of some individual positions within the scale.

Monterey has now implemented a ten-step pay plan for all employees and placed each on the scale with consideration for years served. It is expected that the pay scales will remain current, requiring no revisions or review for three to five years.

Respectfully submitted,
Jim Bracken Chairman

REPORT OF THE SANITARY INSPECTOR

On behalf of the Monterey Board of Health, I reviewed for approval twenty-five (25) applications for septic system construction or repair and fifteen (15) applications for the construction of well water supplies. With the majority of applications reviewed, the process includes conducting soil evaluations, witnessing of percolation tests, review of original and revised plan submittals and final inspection of system installations. Since I am also an approved soil evaluator, the Board of Health can grant many variances locally with out State review. This can result in substantial savings to the homeowner particularly with respect to fill requirements for septic systems.

The new Title 5 continues to place many burdens on the Board of Health and Sanitary Inspector in the form of Title 5 inspection reports, increasing requests for variances and many hours of site and plan reviews for septic system construction proposals with alternative technologies and/or environmentally sensitive areas.

Routine inspections of food service establishments and camps were conducted. In addition, inspections and follow up letters/reports were completed for various complaints received regarding sanitary code violations.

I have received many calls and requests from Town residents regarding various issues, but certainly the majority deal with septic systems and Title 5.

I would encourage any resident with questions concerning public health or environmental health issues to contact me at 586-7722, and I will do my best to assist you.

Respectfully submitted,
Peter J. Kolodziej, R.S.

REPORT OF THE SCHOOL COMMITTEE REPRESENTATIVE

(As approved by the School Committee, Meeting #1,152, February 5, 1998. Voted as its 1996-97 Annual Report)

NOTE: Copies of the 1996-97 Audit are available to those interested on a loan basis, at our member town halls and at the Superintendent's Office.

The Southern Berkshire Regional School Committee has prepared this overview of the financial condition of the District as of FYE June 1997 in order to assist the citizens of the District in understanding (i) the genesis of the unexpected financial crisis that the District now faces, and (ii) the steps that the District has taken to respond to the crisis and to better monitor and control its ongoing financial condition. This overview should not be viewed as a substitute for the detailed financial statements for FYE June 1997 and the report on those financial statements prepared by the District's independent financial auditor (copies of which are available to all interested citizens). Rather, the overview is designed to provide some factual context for the most important of those findings in a condensed and, we hope, easily readable format.

Pre Audit Reports of District's Financial Condition

Throughout the 1996-1997 school year, the School Committee received periodic reports from former management (Superintendent Thomas Consolati and Business Administrator Michael Kinne) on the financial condition of the District. Mid-year, we learned that the District had received an unanticipated "pot-hole" grant from the State of \$158,000. The grant had been requested so that we could retire two deficit accounts that had been disclosed by the prior year's audit. Those deficits were in our school choice account (in the amount of \$116,281) and in our operating fund (in the amount of \$44,260).

In preparing our 1996-1997 budget, we had reserved \$76,000 to retire approximately half of that deficit, with the intention of retiring the remaining amount, if possible, in 1997-98.¹ According to former management, the District's receipt of the \$158,000 "pot-hole" grant freed-up that reserve, and was expected to result in a year-end surplus of at least \$70,000.

As late as June 1997, former management continued to report that they expected that we would have a significant surplus at year-end. We were unable, however, to get from management (who were, by then, departing) a firm fix on the amount of the expected "surplus."

Immediately upon his arrival in early summer, our new Superintendent, Dr. Cooper, began to work with our auditors to develop a more complete picture of the District's financial condition. Soon thereafter, Dr. Cooper advised us that rather than having a significant surplus, it appeared that we in fact were facing a significant deficit. That disclosure was made in open session at a regular School Committee meeting and was widely reported by the press.

The FYE June 97 Audit

At the time that the likelihood of a significant deficit was first disclosed, the year-end audit of the District's financial statements had not been concluded. That audit required a team of public school auditors approximately seven weeks to complete. The auditors reviewed thousands of ledger entries, examined hundreds of original invoices and other business records, and conducted numerous interview of District personnel, including former business administrator Michael Kinne.

The auditors released their preliminary audit report in October 1997. Their report disclosed:

- * a deficiency of revenues over expenditures of \$236,524 for FYE 1997;
- * a need for an adjustment in a long-standing method of accounting that would result in a one time charge of \$205,000²;
- * a continuing operating deficit from FYE 1996 of \$44,260;
- * a continuing capital project deficit from FYE 1996 of \$43,779;
- * a school choice fund deficit of \$70,218; and
- * revolving fund deficits totaling approximately \$16,000.

The audit also disclosed that the \$158,000 "pot-hole" grant that had been intended to retire in full both the FYE June 1996 school choice fund deficit and operating deficit had been instead applied to the general fund. Had the "pot-hole" grant been applied as intended, both the FYE 1996 operating deficit and school choice fund deficit would have been reduced to zero, but there would have been \$158,000 less in the general operating fund, resulting in a deficiency of revenues over expenditures in that fund of approximately \$348,000 (\$236,534 plus \$158,000 less approximately \$46,000 in positive school choice revenues in 1997).

The auditors analyzed how District expenditures in 1997 came to exceed district revenues by such a significant amount. The conclusion was that the operating deficit resulted from (i) what proved to be flawed budget projections by our former management in some categories of revenues and expenditures, combined with (ii) expenditures primarily for new teachers and paraprofessionals that (contrary to what former management had advised the School Committee) could not be covered within the confines of the existing budget.

The most significant of the flawed budget projections included:

- * understated salary costs for District employees covered by collective bargaining agreements;
- * understated projected cost of benefits for District employees; and
- * overstated projected transportation reimbursement from the State.³

The most significant of the "off-budget" expenditures included:

- * hiring of two new kindergarten teachers in order to keep class sizes within reasonable ranges;
- * hiring of two specialized paraprofessionals to work one-on one with special needs children; and
- * hiring of several paraprofessionals for kindergarten and elementary classes.⁴

The auditors found no evidence that any monies had been misappropriated or

converted to improper uses; according to their report, all expenditures made were for services and supplies that the children of the District actually received.

DOE Review of Auditors' Findings

After receiving the report of the auditors, we asked the state's Department of Education to conduct its own independent investigation. Following an in depth review of the audit report and interviews with Dr. Cooper and other District personnel, DOE's Chief Financial Officer Jeffrey Wulfson presented the State's findings and recommendations to the School Committee at an open session on November 6, 1997.

Mr. Wulfson confirmed that the deficit had resulted from an overestimate of revenues and an underestimate of expenses. He added that the problem had been compounded by the absence in the budget of any reserve to cover unexpected contingencies. He remarked that while our situation was obviously a serious one, it was not unique and that other districts within the Commonwealth had faced deficits of this magnitude in the past. Mr. Wulfson agreed with the auditors that there was no evidence that there was any misappropriation or conversion of District funds. In addition, Mr. Wulfson stated that while there was a state statute that criminalized deliberate overspending of governmental budgets in certain limited circumstances, to his knowledge that statute had never been invoked in a situation such as ours where the overspending appeared to be a result of mismanagement and mistake, rather than an intention to obtain some improper personal gain.

Mr. Wulfson stated that the most important step that the School Committee could take to address the problem the Committee had already taken—namely, installing a new management team. Mr. Wulfson commended our new Superintendent and Business Administrator for their willingness to confront the District's problems "head on" and in an honest and forthright fashion.

Mr. Wulfson recommended that the District develop a financial plan that (i) would, most importantly, bring the budget into balance for FYE June 1998 and beyond, and (ii) would provide for the payment over time of the existing deficit. He stated that while the District could expect some additional state assistance, ultimately it would be a local decision as to "how good [the community] wanted the children's education to be."

Corrective Measures Adopted

Many of the mistakes and miscalculations that resulted in a flawed 1996-97 budget (and the resulting deficit for that year) had been repeated in former management's preparation of the 1997-98 budget. The School Committee's first order of business, therefore, was to attempt to bring the 1997-98 budget into balance. At the beginning of this school year, we made a series of budget reductions totaling \$208,000. We also obtained a conditional pledge from the State to provide an additional \$205,000 in "pot-hole" funds. With this grant, and assuming no additional unexpected expenditures, we expect that we will end this year with approximately \$75,000 available as an operating "surplus." We intend to apply any such surplus towards paying down the 1996-97 deficit.⁵

Our budget subcommittee is working with Town officials and the Department of Education to develop a plan for repayment of the remainder of that deficit. In the absence of any agreement by the member Towns to pay any part of this deficit through special assessments, we expect that it will take at least four years to reduce that deficit to zero by making reductions to the District's ordinary operating budget.

Looking forward, and in response to recommendations made by the auditors and the DOE, the District has put in place a number of new procedures to safeguard the District's financial condition. These include, among others:

- * regular comparison by the Business Administrator of the District's actual expenditures to budgeted expenditures, and monthly reporting of any significant variances to the School Committee;
- * a formal transfer procedure prior to expending any funds for a line item that exceed the budgeted amount for that line item;
- * a requirement that all contracts for new hires be formally approved by the business administrator and that such approval occur only after firm confirmation that funds are budgeted to cover the full cost (wages and benefits) of that hire; and
- * the hiring of new part-time personnel to perform certain treasurer functions (primarily bank and cash reconciliations).

These new procedures appear to be working well and, at the very least, should reveal any shortfalls that the District may face in the future at a much earlier stage.

NOTES

1. We were also aware at that time of a \$43,779 deficit in our capital project fund; our budget subcommittee had recommended that we eliminate that deficit by including a line item in that amount in the capital budget to be presented to the member towns in 1998.
2. This method of accounting involved accruing for certain salaries and benefits paid during July and August 1997 in the 1997-98 fiscal year, rather than in the 1996-97 fiscal year to which the contractual obligation technically related. It was a practice that apparently had been approved by our auditors for a decade, but had not been disclosed to the then current School Committee. The District is no longer using the audit firm that approved this practice.
3. Former management had budgeted transportation reimbursement \$40,000 higher than the previous year (an increase of just under 10%) based on the State's having increased the transportation fund for all regional school districts from \$29 million to \$32 million (also approximately 10%). The 10% state-wide increase, however, did not flow down to our District, resulting in a shortfall.
4. Part-time Spanish teachers were also hired "off-budget" to fill-in for John Peron while Mr. Peron was acting as elementary principal following the mid-year departure of Richard Anderson. The new hires were therefore covered by the budgeted salary for Mr. Peron's position. Former management had assured the School Committee that the cost of all other new hires was similarly covered by savings that could be realized in other budgeted accounts, but unfortunately this projection also proved to be incorrect.
5. Press reports that our "deficit" is one million dollars are inaccurate. The 1996-97 audit reveals deficits totaling \$615,781. With the pledged assistance from the State, we expect this will be reduced to approximately \$540,781 by year-end.

We do have, in addition, a Medicare tax liability to the Internal Revenue Service that currently

stands at approximately \$180,000 for unpaid employer and employee Medicare taxes for the years 1993, 1994 and 1995. This unpaid liability was disclosed to the School Committee (and the public) during the 1995-96 audit. The District has negotiated a seven year payment plan with the Internal Revenue Service to repay that liability. The audit therefore categorizes this liability not as a "deficit" item, but rather as a long-term liability. We have asked our current and former employees to pay their share of that liability (which totaled approximately \$88,000, \$42,000 of which the employees have already paid), which should significantly reduce the payments that will have to be made with District funds.

REPORT OF THE BOARD OF SELECTMEN

The Select Board is the executive board of the community and as such is actively engaged in almost every area of our town's business. We have an obligation to oversee but not to become intrusive in the daily activity of every elected and appointed position in town. There is always an impulse to become overly involved, but that is usually controlled by the wide range of activities that require our participation, as opposed to those activities in which we may individually be interested. Thus this report will deal with matters in which we were required to control or investigate. Our charge is to protect the property and the citizens of Monterey. We work toward that goal.

The Select Board issued the following permits in Fiscal Year 1997:

- 9 Driveway Permits
- 10 General Permits (tag sales, etc.)
- 4 General Business
- 1 Gravel Removal
- 1 Retail Package Store
- 18 Alarm Permits

The Board received bids and awarded contracts for the following:

- Paving parts of New Marlborough and Hupi Roads
- Highway Department truck and equipment
- Sand (winter sanding operations)
- Salt (with the Towns of Great Barrington and Sheffield)
- Highway equipment with operators (including bulldozers, excavators, rollers, etc.)
- Gravel and stone

The Board appointed a Wilson House Committee, which was charged with investigating the physical condition of the buildings and requested to provide recommendations for the property's repair and/or use. As a result of the committee's activities, the smaller building ("Bally Galley") has been leased, and the rental is accruing to the town's General Fund. Substantial repairs will be needed to make the main building usable, and the committee is assessing the potential long-term uses for the entire property.

We have made several improvements to the Town Hall. Proper air ventilation for the boiler room was accessed, and the building's exterior was painted. The rear steps, which were not in a safe condition and were contributing to the erosion of

the basement wall, were removed. At the same time, a footing drain was installed around the building to prevent the groundwater seepage that had been occurring. Storm windows and doors were acquired and installed. We contacted an architectural firm to devise plans for the reconstruction of the property to provide handicap access. We have also instructed the architect to plan for an addition to the building, which would provide additional office space. It is our sense of the town's voters that you wish to continue to use the present location for our town hall. The addition will provide for much needed office and meeting space in a businesslike atmosphere. When the plans are more specific, they will be made available for citizen comment.

The plans and activities surrounding the celebration of the town's 150th anniversary were another major accomplishment. The annual Memorial Day Parade was augmented into a three-division (almost) extravaganza. Another report will describe this event more completely.

We continued to discuss and comply with our legally mandated duties in the suit entered in federal court by the town of Sheffield contesting the fairness of representation on the SBRSD School Committee in regard to the "one person-one vote" issue. Our official answer to the Federal District Court in Springfield was that we would not contest the Sheffield challenge, nor would we be represented by an attorney. Hiring legal counsel would have been a major expense to the town, with no reasonable results expected and with much legal squabbling to little effect. The town of New Marlborough joined us in this position. At this writing, we wonder whether those towns that did hire legal counsel are debating the wisdom of their choice. The Monterey Select Board pursued a course of mediation between all the parties and met with representatives from the other four towns at the Berkshire Community College campus in Great Barrington, with Bruce Person of Sheffield as moderator. Despite the good intentions of all participants, we were not successful in arriving at a solution. We thank Dr. Person for his efforts at bringing all of us together.

We worked with the Finance Committee and the Salary Committee to set town employee wages and salaries more fairly and objectively. The results were endorsed at the Annual Town Meeting. We were pleased with the work of the Salary Committee, and we feel that their work should continue on an annual or biannual basis.

We met many times with the Finance Committee and want the town to know how industrious that committee is. While its members meet on a less rigorous schedule than the Select Board, they spent many hours arriving at this year's budget, which passed at the Annual Town Meeting and caused no increase in the tax rate.

The Board notes with sadness the death of our longtime Building Inspector, Carleton Anderson. During our search for a replacement, Tom Gillis provided us with interim protection and introduced us to State Building Inspector Gordon Bailey, who advised us of our responsibilities and outlined the qualifications for a Building Inspector. We were pleased to appoint Walter Potash of Stockbridge to the permanent post. We also appointed a new Plumbing Inspector, Robert Krupski of Sheffield, who replaced longtime inspector Robert Hammer.

The Board entertained a proposal that would have established a State Police 9-1-1 Dispatch Center, providing full emergency dispatching facilities to South County residents at no cost to the towns. For whatever reason, we have heard nothing more from the State Police in this regard.

We were pleased to join with the Lake Garfield Association in applying for a grant that would attempt to control aquatic weeds through the use of weevils. This procedure has been used with some success in other lakes. We were successful in obtaining the grant but not in obtaining the weevils. We expect that there will be similar activity in 1998.

We adopted a Sexual Harassment Policy for town employees. This was mandated by state law, and carries penalties for failure to comply. We hope that none of its conditions are ever needed.

We meet regularly with Don Amstead to discuss Highway Department issues and are pleased with Don's continuing concern for the condition of our roads and the safety of the travelling public.

We meet weekly with Police Chief Gareth Backhaus and are pleased that the town saw fit to make his position full-time. Issues of speed control are the most frequently voiced concerns from the public, and Gareth's appointment should result in better enforcement. He has been especially effective in bringing his own concerns to the board. One, which is a continuing concern, is the higher than acceptable rate of accidents, or near accidents, at the intersection of Routes 23 and 57. We have heard several proposals, and are currently exploring the possibility of assistance from the Massachusetts Highway Department.

We meet with the town's Emergency Management Director and Fire Chief, Ray Tryon, to plan for unexpected emergencies. We have had a number of meetings with MEMA (Massachusetts Emergency Management Agency) to discuss planning for any number of potential disasters and the specific details that are required to cope with any such disasters.

We were forced to declare a "Snow Emergency" on one occasion last winter. There were no tornadoes in Fiscal 1997, but one did occur four days after the end of the fiscal year, on July 4, 1997. One local observer commented, "We had a tornado on Memorial Day in '95. We had a tornado on Independence Day in '97. I wonder what Labor Day of '99 will bring?"

Respectfully submitted,

Peter S. Brown, *Chair*
Fred W. Chapman
Muriel L. Lazzarini
MONTEREY BOARD OF SELECTMEN

REPORT OF THE SOLID WASTE COMMITTEE

For 1997, Monterey shipped 258.27 tons of Municipal Solid Waste which was down from last year's number of 260.42 tons. Recyclables were as follows: Paper - 92.79 tons (last year - 75.08 tons). This is particularly noteworthy because not only did we increase the amount we recycled, we did it with only 12 hauls compared to 18 hauls last year. This represents a savings of \$1600, attributed to the purchase of the paper compactor last year - Wise choice! Glass and Cans - 29.93 tons (last year - 31.26 tons). It's so important that we all make sure we're not throwing any glass and cans in the trash. Plastics - 4.02 tons (last year - 3.85 tons). Recyclables for 1997 total 126.74 tons (last year - 110.19 tons), and if you factor in the 38.07 tons of Scrap Metal recycled (last year - 36 87 tons), Monterey's recycling rate is 38.96% (last year - 36.09%) In addition we recycled 126 Tires, 175 gallons of Motor Oil, And 56 gallons of Paint Thinner.

We hope to do more site improvements and continue education at the transfer station, this may include occasionally checking bags to insure we're all doing our part. The emphasis here is on learning, so please don't be offended if your already exceptional recycling habits are fine-tuned a bit. We'd like to reach a recycling rate of 40% next year. Everyone's efforts truly make a difference.

Respectfully submitted,

Bill Kopetchny

REPORT OF THE TAX COLLECTOR

| | Balances 7/1/96 | Commitments | Abatements | Collected | Tax Title | Refunds | Balances 6/30/97 |
|--------------------------|--------------------|---------------------|------------------|---------------------|---------------|------------------|---------------------|
| FY1991 Motor Vehicle | 444.38 | | 430.63 | 13.75 | | | - |
| FY1992 Motor Vehicle | 408.33 | | 16.25 | 5.00 | | | 408.33 |
| FY1993 Real Estate | 659.81 | | | 659.81 | | | - |
| Motor Vehicle | 791.80 | | | 60.63 | | | 731.27 |
| FY1994 Real Estate | 2,182.36 | | | 2,182.36 | | | - |
| Personal Property | 23.07 | | | 23.07 | | | - |
| Motor Vehicle | 729.90 | | | 118.65 | | | 611.25 |
| FY1995 Real Estate | 4,009.12 | | | 3,943.84 | | | 65.28 |
| Personal Property | 145.75 | | 32.79 | 112.96 | | | - |
| Motor Vehicle | 1,983.69 | 618.23 | 37.50 | 1,434.40 | | 37.50 | 1,167.52 |
| FY1996 Real Estate | 57,095.39 | | 12,088.34 | 46,412.667 | | 12,665.18 | 11,259.56 |
| Personal Property | 1,735.66 | | 80.04 | 1,125.24 | | | 530.38 |
| Motor Vehicle | 10,279.22 | 13,198.89 | 2,076.70 | 21,235.79 | | 648.03 | 813.65 |
| FY1997 Real Estate | | 1,365,081.37 | 18,279.56 | 1,298,606.65 | 912.11 | 9,344.98 | 56,628.03 |
| Personal Property | | 47,380.39 | 551.46 | 45,432.76 | | 155.40 | 1,551.57 |
| Motor Vehicle | | 63,298.96 | 2,258.13 | 58,010.88 | | 395.87 | 3,425.82 |
| Farm Animal | | 435.42 | | 435.42 | | | - |
| Forest Products | | 391.22 | | 391.22 | | | - |
| PL61A | | 1,917.02 | 993.25 | 923.77 | | | - |
| <u>PL 61B</u> | | <u>300.00</u> | | <u>300.00</u> | | | - |
| | 80,488.58 | 1,492,621.50 | 36,828.40 | 1,481,423.87 | 912.11 | 23,246.96 | 77,192.66 |
| Costs | | | | 76.00 | | | |
| Abated MV Collected | | | | 57.50 | | | |
| Motor Vehicle Surcharges | | | | 460.00 | | | |
| Charges & Fees | | | | 3,580.00 | | | 25.00 |
| Interest | | | | 10,835.77 | | | 47.43 |
| | | | | 1,496,433.14 | | 23,319.39 | |

REPORT OF THE TOWN ACCOUNTANT

GENERAL FUND

30 June 1997

| | | |
|-----------------------------------|--------------------------|---------------------------|
| Cash & Investments | \$435,426.67 | |
| Personal Property 1996 | 530.38 | |
| Personal Property 1997 | 1,551.37 | |
| Real Estate 1995 | 65.28 | |
| Real Estate 1996 | 11,260.06 | |
| Real Estate 1997 | 56,628.03 | |
| Allow for Abatement 1994 | | 0.00 |
| Allow for Abatement 1995 | | -65.28 |
| Allow for Abatement 1996 | | -8,459.17 |
| Allow for Abatement 1997 | | -21,257.14 |
| Tax Liens Receivable | 6,026.05 | |
| Motor Vehicle 1992 | 408.33 | |
| Motor Vehicle 1993 | 731.27 | |
| Motor Vehicle 1994 | 611.25 | |
| Motor Vehicle 1995 | 1,167.52 | |
| Motor Vehicle 1996 | 813.65 | |
| Motor Vehicle 1997 | 3,425.82 | |
| Warrants Payable | | -29,660.22 |
| FICA W/H | | -537.05 |
| Employee Insurance W/H | 567.17 | |
| Due to City - Dog Tax | | -78.75 |
| Deferred Revenue – Property Taxes | | -40,253.73 |
| Deferred Revenue – Tax Liens | | -6,026.05 |
| Deferred Revenue – Motor Vehicle | | -7,157.84 |
| Fund Reserve for Encumbrance | | -109,094.66 |
| Fund Reserve for Appropriation | | -63,300.00 |
| Undesignated Fund Balance | | -232,651.26 |
| Res. Fund Bal, Tornado | | 671.90 |
| Prior Year Underestimates | 0.00 | |
| Over/Under Assessments | 0.00 | |
| TOTAL | <u>519,213.05</u> | <u>-519,213.05</u> |

SPECIAL REVENUE

30 June 1997

| | | |
|---------------------------------|------------------|-------------------|
| Special Revenue Cash | 69,889.03 | |
| Warrants Outstanding | | -318.00 |
| Arts Lottery Fund Bal. | | -6,845.29 |
| Veterans Mem. Fund Bal. | | -5,670.00 |
| Historical Doc. Fund Bal. | | -612.35 |
| State Aid Lib. Fund Bal. | | -4,847.34 |
| Legal Fund Bal. | | -94.73 |
| Insur. Reimb. Fund. Bal. | | -806.80 |
| Sale of Cemetery Lots Fund Bal. | | -2,976.68 |
| Com. Ma Poll HRS Fund Bal. | | 0.00 |
| Com. Ma Elderly Fund Bal. | | -600.00 |
| Cty. Dog Refund Fund Bal. | | -197.22 |
| Hunting Reg Fund Bal. | | -424.46 |
| Wetland Fund Bal. | | -4,626.00 |
| Berk Cty. Rabies Innoc. | | -1,200.00 |
| Playground Fund Bal. | | -300.00 |
| Chapter 85 Fund Bal. | | -0.01 |
| Library Insurance Damage | | -4,928.33 |
| Wilson Prop. Maint. | | -34,720.32 |
| Septic System Repair Prog. | | -0.50 |
| Composting Bin Donations | | -571.00 |
| 150th Donations | | <u>150.00</u> |
| TOTAL | 69,889.03 | -69,889.03 |

BALANCE SHEET – TRUST FUNDS

30 June 1997

| | | |
|----------------------------|-------------------|--------------------|
| Cash -Trust Funds | 136,395.53 | |
| Warrant Outstanding | | -2,885.00 |
| Stabilization Fund Bal. | | -62,633.56 |
| Abercrombie Fund Bal. | | -21,446.85 |
| Library Memorial Fund Bal. | | -1,544.54 |
| Conservation Fund Bal. | | -10,132.90 |
| Perpetual Care Fund. Bal. | | -36,331.73 |
| House Rental Escrow | | <u>-1,420.95</u> |
| TOTAL | 136,395.53 | -136,395.53 |

BALANCE SHEET – AGENCY FUNDS

30 June 1997

| | | |
|-----------------------------|-----------------|------------------|
| Agency Cash | 2,590.00 | |
| Warrant Payable | | -2,575.00 |
| Tax Coll. Demands Fund Bal. | | <u>-15.00</u> |
| TOTAL | 2,590.00 | -2,590.00 |

BALANCE SHEET – BOND LOANS

30 June 1997

| | | |
|------------------------------|-------------------|--------------------|
| Amt. to be Provided by Bonds | 112,000.00 | |
| Notes Cemetery | | -33,600.00 |
| Notes- Fire Truck | | <u>-78,400.00</u> |
| TOTAL | 112,000.00 | -112,000.00 |

TOWN OF MONTEREY EXPENDITURES

30 June 1997

| Appropriations | FY '97 Budget | Expended YTD | Balance June 97 |
|--------------------------------|--------------------------|-------------------------|----------------------------|
| GENERAL GOVERNMENT | | | |
| Moderator | 100.00 | 100.00 | - |
| Selectmen | 5,820.00 | 5,820.00 | - |
| Selectmen Secretary | 7,362.00 | 7,362.00 | - |
| Selectmen's Expenses | 2,000.00 | 1,913.31 | 86.69 |
| Temporary Employee | 2,050.00 | 831.01 | 1,218.99 |
| Finance Committee Expense | 500.00 | 165.00 | 335.00 |
| Reserve Fund | 20,000.00 | 17,900.24 | 2,099.76 |
| Town Accountant | 8,172.00 | 8,172.00 | - |
| Accountant's Expenses | 500.00 | 77.00 | 423.00 |
| Assessors | 4,000.00 | 4,000.00 | - |
| Assistant Assessor | 12,000.00 | 12,000.00 | - |
| Assessor's Clerk | 2,918.00 | 2,344.78 | 573.22 |
| Assessor's Expense | 4,500.00 | 4,190.14 | 309.86 |
| Assessor's Computer & Software | 2,000.00 | 1,500.00 | 500.00 |
| Treasurer | 7,780.00 | 7,780.00 | - |
| Treasurer's Expense* | 1,800.00 | 1,813.71* | * |
| Tax Collector | 7,780.00 | 7,779.86 | .04 |
| Tax Collector Salary C/F | 629.48 | 629.48 | - |
| Tax Collector's Expenses | 4,500.00 | 4,406.28 | 93.72 |
| Bank Charges | 1,000.00 | 475.74 | 524.26 |
| Town Counsel | 1,000.00 | 1,000.00 | - |
| Printing & Stationary* | 4,750.00 | 5,017.62 | * |
| Town Office Secretary* | 23,388.00 | 23,469.12 | * |
| Town Clerk | 7,741.00 | 7,741.00 | - |
| Town Clerk Expense | 2,300.00 | 2,095.96 | 204.04 |
| Town Clerk Exp. Encumb. | 50.67 | 50.67 | - |
| Election Expenses* | 1,500.00 | 1,681.59 | * |
| Registration | 350.00 | 165.01 | 184.99 |
| Board of Registrar's Clerk | 5,000.00 | 5,000.00 | - |
| Registrars' Expenses | 300.00 | 144.24 | 155.76 |
| Conservation Commission | 500.00 | 168.86 | 331.94 |
| Conservation Commission C/F | 1,803.97 | 873.41 | 930.56 |
| Planning Board | 1,300.00 | 495.82 | 804.18 |
| Planning Board Exp. Encumb. | 354.09 | 354.09 | - |
| Board of Appeals | 1,000.00 | 423.42 | 576.58 |
| Meeting Hall | 620.00 | 620.00 | - |
| Meeting Hall Exp. Encumb. | 620.00 | 620.00 | - |
| Town Report | 2,000.00 | 1,550.00 | 450.00 |
| Town Offices | 15,000.00 | 11,224.01 | 3,775.99 |
| Computer & Software | 5,000.00 | 4,177.00 | 823.00 |
| Accounting Software | 1,395.00 | 1,395.00 | - |

| | FY '97 Budget | Expended YTD | Balance June 97 |
|------------------------------------|------------------|-----------------|--------------------|
| PUBLIC SAFETY | | | |
| Constable | 125.00 | 125.00 | - |
| Police Chief Wages | 6,876.00 | 6,876.00 | - |
| Police Chief Wages C/F | 43.57 | 43.57 | - |
| Police Expenses | 22,619.00 | 22,611.80 | 7.20 |
| Police Rental Facilities | 3,000.00 | 2,700.00 | 300.00 |
| Fire Dept. Expense | 22,500.00 | 22,490.60 | 9.40 |
| B.C. Sheriff Communication | 2,757.00 | 2,757.00 | - |
| Building Inspector | 3,100.00 | 3,100.00 | - |
| Plumbing Inspector | 1,750.00 | 1,750.00 | 850.00 |
| Wire Inspector | 1,750.00 | 1,750.00 | - |
| Fire & Gas Inspector | 1,750.00 | 1,750.00 | - |
| Animal Inspector | 100.00 | 100.00 | - |
| Civil Defense | 500.00 | - | 500.00 |
| Animal Control/Dog Officer | 1,800.00 | 1,800.00 | - |
| Wildlife Control Expense | 1,000.00 | 300.00 | 700.00 |
| Tree Warden* | 5,150.00 | 5,634.00* | * |
| EDUCATION | | | |
| School Committee | 600.00 | 600.00 | - |
| School Capital | 165,185.00 | 165,185.00 | - |
| School Operating | 552,748.00 | 552,748.00 | - |
| PUBLIC WORKS AND FACILITIES | | | |
| Highway Maintenance* | 121,900.00 | 122,669.15* | * |
| Snow & Sand | 85,894.00 | 96,682.64 | - |
| Public Lighting* | 2,200.00 | 2,343.37* | * |
| Machinery & Tools | 20,000.00 | 19,255.22 | 744.78 |
| Town Garage* | 18,000.00 | 18,360.34* | * |
| Highway Capital | 50,000.00 | 43,879.73 | 6,120.27 |
| SBWD | 2,415.00 | 2,415.00 | - |
| Disposal Area | 64,500.00 | 56,757.44 | 7,742.56 |
| Rubbish Collection | 1,500.00 | 1,300.00 | 200.00 |
| Cemetery Maintenance | 4,500.00 | 4,500.00 | - |
| Soldier's Graves | 550.00 | - | 550.00 |
| HUMAN SERVICES | | | |
| Board of Health | 1,288.00 | 1,288.00 | - |
| Board of Health Expenses | 500.00 | 416.00 | 84.00 |
| Sanitary Inspector | 8,000.00 | 7,999.92 | 0.08 |
| Visiting Nurse | 1,500.00 | 1,425.00 | 75.00 |
| Berkshire Mental Health | 835.00 | 835.00 | - |
| Children's Health Program | 1,000.00 | 1,000.00 | - |
| Hospice | 550.00 | 550.00 | - |
| SBYA | 250.00 | 250.00 | - |
| Council on Aging | 400.00 | 400.00 | - |
| Veterans' Benefits* | 1,600.00 | 4,555.00* | * |
| Construct | 250.00 | 250.00 | - |

| | FY '97 Budget | Expended YTD | Balance June 97 |
|---------------------------------|---------------------|---------------------|--------------------|
| CULTURE & RECREATION | | | |
| Library* | 26,240.60 | 26,240.60* | |
| Library from Dog Fund | 217.06 | 217.06 | - |
| Library C/F | 1,179.00 | 1,179.00 | - |
| Library Maintenance | 2,500.00 | 2,271.91 | 228.09 |
| Park Commission | 16,900.00 | 16,319.46 | 580.54 |
| Park Comm. Exp./Encumb. | 759.70 | 759.70 | - |
| Memorial Day* | 500.00 | 563.33* | * |
| DEBT SERVICE | | | |
| Debt Service | 4,000.00 | 3,653.75 | 346.25 |
| ASSESSMENTS | | | |
| State Assessment | 5,342.00 | 5,142.00 | 200.00 |
| County Assessment | 19,401.02 | 19,401.02 | - |
| Berkshire Co. Regional Planning | 377.87 | 377.87 | - |
| Veteran's District | 1,711.92 | 1,711.92 | - |
| MISCELLANEOUS | | | |
| Berkshire County Retirement | 18,864.00 | 18,864.00 | - |
| State Board of Retirement | 200.00 | 146.85 | 53.15 |
| Employment Security | 700.00 | 272.00 | 428.00 |
| Health & Life Insurance | 31,000.00 | 25,927.59 | 5,072.41 |
| FICA * | 8,500.00 | 9,166.75* | * |
| Vacation, Sick & Holiday | 13,688.00 | 13,663.84 | 24.16 |
| Bonds & Insurance | 41,000.00 | 33,023.00 | 7,977.00 |
| Dry Hydrants Purchase & Install | 2,500.00 | - | 2,500.00 |
| 150th Anniversary | 55,000.00 | 16,583.71 | 38,416.29 |
| One Ton Dump Truck | 40,000.00 | 40,000.00 | - |
| Emergency Management Plan C/F | 1,000.00 | - | 1,000.00 |
| Improve Town Offices | 20,000.00 | 4,933.94 | 15,066.06 |
| Improve Town Offices C/F | 31,704.00 | 16,196.37 | 15,507.63 |
| Cemetery Prin./Loan | 10,395.00 | 10,395.00 | - |
| Fire Truck | 25,333.00 | 25,333.00 | - |
| Assessor's Exp reval. | 3,000.00 | 2,407.26 | 592.74 |
| Assessor's reval. C/F | 2,000.00 | 1,039.48 | 960.51 |
| Paper Compactor/TSF ST | 8,900.00 | 8,900.00 | - |
| Lifepak 300 Defib. | 7,000.00 | 7,000.00 | - |
| Zoning and Town Bylaws | 1,000.00 | - | 1,000.00 |
| Library Workroom Addition | 15,000.00 | - | 15,000.00 |
| Digitized Database | 3,000.00 | - | 3,000.00 |
| Reg. Coll. Hazardous Waste C/F | 3,000.00 | 468.00 | 2,532.00 |
| Stabilization Fund App. | 10,000.00 | 10,000.00 | - |
| total | 1,785,407.33 | 1,636,487.61 | 148,919.72 |

C/F = Carried Forward

*** denotes exact difference was transferred from Reserve total transfers:**

\$17,900.24

TOWN OF MONTEREY REVENUES

30 June 1997

| | FY '97 Estimate | FY '97 Actual | Balance June 97 |
|---------------------------------|---------------------|---------------------|--------------------|
| TAXES & EXCISES | | | |
| Personal and Property Taxes | 47,380.39 | 46,538.63 | 841.76 |
| Real Estate Taxes | 1,365,066.55 | 1,331,018.94 | 34,047.61 |
| MV Excise | 65,000.00 | 79,792.70 | (14,792.70) |
| Abated MV Collected | - | 57.50 | (57.50) |
| Surcharge MV | - | 460.00 | (460.00) |
| Other Excise | 2,400.00 | 826.64 | (1,573.36) |
| Pen. & Interest on Taxes | 9,000.00 | 10,864.36 | (1,864.34) |
| Pmt. in Lieu of Taxes | <u>5,000.00</u> | <u>7,265.00</u> | <u>(2,265.00)</u> |
| total taxes & Excise | 1,493,846.94 | 1,476,823.75 | 17,023.19 |
| CHARGES FOR SERVICES | | | |
| Disposal Stickers | <u>20,000.00</u> | <u>23,478.00</u> | <u>(3,478.00)</u> |
| total Charges for svcs. | 20,000.00 | 23,478.00 | (3,478.00) |
| DEPARTMENTAL REVENUE | | | |
| Selectmen | 9,000.00 | 9,039.66 | (39.66) |
| Board of Health | 5,000.00 | 7,510.00 | (2,510.00) |
| Planning Board | 100.00 | 246.50 | (146.50) |
| Board of Appeals | 300.00 | 400.00 | (100.00) |
| Assessors | 250.00 | 334.75 | (84.75) |
| Other Departmental Revenue | | 1,996.71 | (1,996.71) |
| Police | 800.00 | 178.80 | 621.20 |
| Town Clerk | 68.00 | - | 68.00 |
| Library | 120.00 | 604.50 | (484.50) |
| Photo Copiers | 400.00 | 582.50 | (182.50) |
| Reimb. Dog Officer | 62.00 | 124.00 | (62.00) |
| Refunds | 900.00 | 4,862.82 | (3,962.82) |
| House Rental | | 4,865.00 | (4,865.00) |
| Dist. Court Fines | <u>12,000.00</u> | <u>14,675.00</u> | <u>(2,675.00)</u> |
| total depart. revenue | 29,000.00 | 45,420.24 | (16,420.24) |
| STATE REVENUE | | | |
| Abatements to Elderly | 990.00 | 1,004.00 | (14.00) |
| Additional Assistance | 15,777.00 | 15,777.00 | - |
| Lottery | 26,927.00 | 26,927.00 | - |
| Highway | 32,752.00 | 32,752.00 | - |
| Veterans' Benefits | 88.00 | 2,828.34 | (2,740.34) |
| Other State Owned land | <u>22,203.00</u> | <u>22,203.00</u> | <u>-</u> |
| total state revenue | 98,737.00 | 101,491.34 | (2,754.34) |
| MISCELLANEOUS | | | |
| Earning on Investments | 9,000.00 | 12,403.68 | (3,403.68) |
| 150th Anniversary | = | <u>3,992.00</u> | <u>(3,992.00)</u> |
| total MISCELLANEOUS | 9,000.00 | 16,395.68 | (7,395.68) |
| OTHER FINANCING SOURCES | | | |
| Tsf. From Special Revenue | <u>217.06</u> | <u>217.06</u> | = |
| total taxes & Excise | 217.06 | 217.06 | - |
| grand total | 1,650,801.00 | 1,663,826.07 | (13,025.07) |

REPORT OF THE TOWN CLERK

This year the Town marked 150 years since separation from the Town of Tyringham. Earlier known as South Tyringham, Monterey included the home lots for the first proprietors of Tyringham as well as the Congregational Church, once so important to the establishment of any Town in the Commonwealth. As Tyringham, we petitioned the State Legislature for division in 1846. Division was allowed in April of 1847. Our request to be named South Tyringham was denied, and we were given the name Monterey to honor the future President, Zachary Taylor, and one of his most famous victories.

We lost two longtime officials of the Town during the year: Sheldon Fenn, who served many years as a member of the Finance Committee of the Town, and Harry Vickerman, who served many years in the Monterey Police Department. Sheldon Fenn shared generously of his time and quick mind, and took care to ensure his large farm would continue in agricultural use after his death.

From July, 1996 to July, 1997 we had the following election and Town Meeting results:

STATE ELECTION, SEPTEMBER 17, 1996

109 of 546 registered voters voted in the State Primary of September 17, 1996 as follows:

Democratic Ballot (62 of 109 voters)

Senator in Congress

| | |
|---------------|----|
| John F. Kerry | 56 |
| (blank) | 6 |

Representative in Congress

| | |
|---------------|----|
| John W. Olver | 53 |
| (blank) | 6 |

Eighth District Councillor

| | |
|------------------|----|
| Edward M.O'Brien | 48 |
| (Blank) | 14 |

Senator in General Court

| | |
|------------------------|----|
| William E.Donovan, Jr. | 26 |
| Andrea F.Nuciforo | 24 |
| Edward M.Reilly | 6 |
| John T.Zelazo | 1 |
| (Blank) | 5 |

Representative in General Court

| | |
|------------------------|----|
| Christopher J.Hodgkins | 60 |
| (Blank) | 2 |

Reg of Probate

| | |
|--------------------|----|
| Ann Deely | 29 |
| Francis B.Marinaro | 5 |

| | |
|---------------------|----|
| Clifford J.Nilan | 22 |
| (Blank) | 6 |
| County Treasurer | |
| Peter G.Arlos | 45 |
| (Blank) | 17 |
| County Commissioner | |
| Ronald E.Kitterman | 16 |
| Thomas J.Barnaby | 7 |
| Patricia D.Carlino | 42 |
| Edward MacDonald | 5 |
| Robert H.Melle | 13 |
| (Blank) | 41 |

Republican Ballot (46 of 109 voters)

| | |
|---------------------------------|----|
| Senator in Congress | |
| William F.Weld | 31 |
| (Blank) | 15 |
| Representative in Congress | |
| Jane Maria Swift | 39 |
| (Blank) | 7 |
| Eighth District Councillor | |
| (Blank) | 46 |
| Senator in General Court | |
| Peter J.Abair | 22 |
| Paul R.Babeu | 22 |
| (Blank) | |
| Representative in General Court | |
| (Blank) | 46 |
| Register of Probate | |
| (Blank) | 46 |
| County Treasurer | |
| (Blank) | 46 |
| County Commissioner | |
| Paul E.Barbeau | 27 |
| (Blank) | 19 |

Presidential Election November 5, 1996

472 of 561 registered voters of the Town of Monterey (49 inactive voters did not vote) voted as follows:

| | | |
|------------------------------|-----|-------------|
| President and Vice-President | | |
| Browne & Jorgensen | 3 | Libertarian |
| Clinton & Gore | 303 | Democratic |
| Dole & Kemp | 102 | Republican |

| | | |
|---------------------------------|-----|---------------------|
| Hagelin & Tompkins | 4 | Natural Law Party |
| Moorehead & LaRiva | 1 | Workers World Party |
| Perot & Choate | 43 | Reform Party |
| Write In:Ralph Nader | 16 | |
| Senator in Congress | | |
| John F.Kerry | 307 | Democratic |
| William F.Weld | 132 | Republican |
| Susan C.Gallagher | 19 | Conservative |
| Robert C.Stowe | 5 | Natural Law Party |
| (Blank) 9 | | |
| Representative in Congress | | |
| John W.Olver | 276 | Democratic |
| Jane Maria Swift (Blank) 6 | 190 | Republican |
| Councillor Eighth District | | |
| Edward M. O'Brien | 308 | Democratic |
| (Blank) | 163 | |
| Senator in General Court | | |
| Andrea F.Nuciforo | 280 | Democratic |
| Paul R.Babeu | 132 | Republican |
| Daniel J.Miller | 39 | Natural Law Party |
| (Blank) | 21 | |
| Representative in General Court | | |
| Christopher J.Hodgkins | 382 | Democratic |
| (Blank and Write In) | 90 | |
| Register of Probate | | |
| Francis B.Marinaro | 272 | Democratic |
| James A.Arpane | 102 | Independent |
| (Blank) | 98 | |
| County Treasurer | | |
| Peter G.Arlos | 297 | Democratic |
| (Blank and Write In) | 175 | |
| County Commissioner | | |
| Ronald E.Kitterman | 153 | Democratic |
| Paul E.Barbeau | 116 | Republican |
| Robert H.Melle | 144 | Democratic |
| Thomas H.Stokes | 219 | Independent |
| (Blank) | 312 | |

Question 1: (Law Proposed by initiative petition)

This proposed law would prohibit the use of certain traps for fur-bearing mammals, prohibit certain methods of hunting bear or bobcat, and eliminates some restrictions on who may serve of the state Fisheries and Wildlife Board.

The proposed law would prohibit the use, setting, manufacture, or possession of any trap to capture fur-bearing mammals, except common mouse and rat traps, nets, and box or cage traps that confine a whole body or body part, such as steel jaw leghold traps, padded leghold traps, and snares, would be prohibited. Federal and state health officials could use such traps in case of a threat to human health or safety. Where a property owner had reasonably tried but failed to correct an animal problem on the property using a legal trap, the owner could apply for and the state Director of Fisheries and Wildlife could issue a permit to use a prohibited type of trap, except a leghold trap, for up to 30 days to correct the problem.

A person violating any of these requirements could be punished by a fine of between \$300 and \$1000, or imprisonment for up to 6 months, or both, for each prohibited trap and each day of violation. A person convicted for a second violation would be required to surrender, and could never again obtain any trapping license or problem animal control permit.

The proposed law would also prohibit the pursuit or hunting of bear or bobcat with the aid of a dog or dogs. Hunting bear using any type of bait, lure or attraction, or knowingly hunting bear in a baited area, would also be prohibited. The Director could allow the use of dogs or bait in legitimate scientific research projects and in order to control particular animals that posed a threat to human safety or that destroyed livestock, property, or crops.

Violators could be punished by a fine of between \$300 and \$ 1000, or imprisonment for up to 6 months, or both, for each violation. A person convicted for a second violation would be required to surrender, and could never again obtain any hunting and dog training licenses and permits.

The proposed law would eliminate the requirement that five members of the state Fisheries and Wildlife Board hold sporting licenses in the state for five consecutive years, and that four members represent fishing, hunting, and trapping interests.

The proposed law states that if any of its provisions were declared invalid, the other provisions would remain in effect.

254 Yes 199 No 19 Blank

Question 2: (not binding)

Shall the state representative from this district be instructed to vote in favor of legislation that: limits spending on political campaigns; removes the influence of contributions by large donors; and creates a level playing field for candidates and voters, by providing the option of public financing to candidates who agree to strict spending limits?

410 Yes 24 No 38 Blank

Question 3: (not binding)

Shall the state representative from this district be instructed to vote against legislation enabling the merger of Berkshire Medical Center and Hillcrest Hospital of Pittsfield?

**Report on the Special Town Meeting
The Town of Monterey May 3, 1997**

I, Barbara B. Swann, do hereby certify that on May 3, 1997 at a Special Town Meeting of the Town of Monterey, 38 of 549 qualified voters, warned in accordance with Commonwealth law and Town law, met in the Firehouse of the Monterey Fire Company, Ltd., in said Town and then and there took the following actions with regard to the Warrant for the meeting:

The meeting opened at 9:00 a.m. and the reading of the warrant was waived at 9:05 a.m. After a motion to pass Article 1, seconded, there was no discussion of the article.

Article 1. The Town voted to transfer from free cash the sum of \$25,000 to the 150th Anniversary Fund for the celebration of the Town's 150th birthday.

Unanimously.

A motion was made to adjourn, seconded, and the meeting voted to adjourn at 9:06 a.m.

**Report on the Special Town Meeting
The Town of Monterey May 3, 1997**

COMMONWEALTH OF MASSACHUSETTS, COUNTY OF BERKSHIRE
TOWN OF MONTEREY I, Barbara B. Swann, do hereby certify that on May 3, 1997 at the Annual Town Meeting of the Town of Monterey, 132 of 549 qualified voters, warned in accordance with Commonwealth law and Town bylaw, met in the Firehouse of the Monterey Fire Company, Ltd., in said Town and then and there took the following actions with regard to the Warrant for the meeting:

The meeting was brought to order by the Moderator at 9:30a.m., and reading of the warrant by the Town Clerk was waived at 9:32a.m. After a moment of silence by the Town Meeting in memory of recently deceased officers of the Town of Monterey, Darren Fitzpatrick, Harry Vickerman, Matt Williams and Sheldon Fenn, the polls were opened at 9:34 a.m.

Article 1 172 voters brought in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town as follows (* indicates the winner of a contested office):

| | | |
|--|------------------------------------|-----|
| Board of Appeals for five years | Peter Murkett | 145 |
| Board of Assessors for three years..... | Gary Shaw | 142 |
| Cemetery Committee for three years | Linda E. Thorpe | 201 |
| Finance Committee for three years | Daniel Moriarty | 126 |
| Library Trustee for three years | Donna Trumbull..... | 120 |
| Library Trustee for three years..... | John M. Higgins..... | 131 |
| Moderator for one year..... | Mark J.J.Makuc..... | 156 |
| Parks Commission for three years | R. Thomas Howard W. Burns, Jr..... | 140 |
| Planning Board for one year | Fred W. Chapman* | 96 |

| | |
|---|-----|
|David A. Dempsey..... | 68 |
| Select Board for three years.....Muriel L. Lazzarini..... | 148 |
| So.Berk.Reg.Sch.Dist for two years.....Jed P. Lipsky..... | 151 |
| Town Clerk for three years.....Barbara B. Swann..... | 148 |
| Tree Warden for one year.....Roger C. Tryon..... | 138 |

The polls remained open until 6:30. No irregularities were reported.

Article 2. The Town voted to accept the report of all Officers, Agents and Committees of the Town:

Unanimously

Article 3 The Town raised and appropriated money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, provided for a Reserve Fund for the ensuing year as follows:

100 GENERAL GOVERNMENT

| | |
|-----------------------------|--------|
| 114 Moderator | 100 |
| 122 Select Board | 7,758 |
| Select Board Secretary | 7,550 |
| Select Board expenses | 2,500 |
| 124 Temporary Employees | 1,500 |
| 131 Finance Committee | 500 |
| 132 Reserve Fund | 0 |
| 135 Town Accountant | 9,205 |
| Accountants Expenses | 500 |
| 141 Assessors | 4,000 |
| Assistant Assessor | 13,928 |
| Assessor's Clerk | 3,070 |
| Assessor's Expenses | 4,500 |
| Assessor's Computer | 2,000 |
| 145 Town Treasurer | 8,153 |
| Treasurer's Expenses | 1,840 |
| 146 Tax Collector | 9,142 |
| Tax Collector Expenses | 4,700 |
| Tax Collector Computer | 2,350 |
| 148 Bank Charges | 600 |
| 151 Town Counsel | 1,000 |
| 158 Printing and Stationery | 6,000 |
| 159 Town Office Secretary | 24,400 |
| 160 Town Clerk | 10,024 |
| Town Clerk Expenses | 2,300 |
| 162 Election Expenses | 1,200 |
| 163 Registration | 350 |
| Board of Registrar's Clerk | 5,380 |
| Registrar's Expenses | 400 |
| 171 Conservation Commission | 500 |

| | |
|---------------------------------|----------------|
| 175 Planning Board | 1,300 |
| 176 Board of Appeals | 1,000 |
| 192 Meeting Hall | 620 |
| 195 Town Report | 2,000 |
| 196 Town Offices | 15,000 |
| 197 Computer Software Support | 5,000 |
| 198 Accounting Software Support | <u>1,500</u> |
| TOTAL General Government | 161,910 |

200 PUBLIC SAFETY

| | |
|-------------------------------------|---------------|
| 209 Constable | 125 |
| 210 Police Chief | 33,820 |
| Police Protection | 13,740 |
| Police Facilities | 2,700 |
| 220 Fire Protection | 26,250 |
| 221 Berk. Co. Communications Center | 2,895 |
| 240 Building Inspector | 6,000 |
| 243 Plumbing Inspector | 1,750 |
| 244 Fire & Gas Inspector | 1,750 |
| 245 Wiring Inspector | 1,750 |
| 247 Animal Inspector | 100 |
| 291 Civil Defense | 500 |
| 292 Animal Control Officer | 1,800 |
| 293 Wildlife Control Expense | 1,000 |
| 296 Tree Warden | <u>4,150</u> |
| TOTAL Public Safety | 98,330 |

300 EDUCATION

| | |
|------------------------|----------------|
| 301 School Committee | 600 |
| 310 Schools: Capital | 182,070 |
| Schools: Operating | <u>586,158</u> |
| TOTAL Education | 768,828 |

400 PUBLIC WORKS AND FACILITIES

| | |
|--|----------------|
| 422 Highway Maintenance | 128,450 |
| 423 Snow and Sand | 96,000 |
| 424 Public Lightening | 2,200 |
| 426 Highway Capital | 50,000 |
| 427 Machinery and Tools | 20,000 |
| 428 Town Garage | 18,000 |
| 431 S.Berk Waste District | 2,697 |
| 433 Transfer Station | 64,500 |
| 431 Rubbish Collection | 1,500 |
| 491 Cemetery Maintenance | 5,000 |
| 495 Soldier's Graves | <u>550</u> |
| TOTAL Public Works & Facilities | 388,897 |

| | | |
|-------------------------|---------------------------------|--------------------|
| 500 | HUMAN SERVICES | |
| 510 | Board of Health | 1,288 |
| | Board of Health Expenses | 1,500 |
| 511 | Sanitary Inspector | 8,000 |
| 522 | Visiting Nurse | 1,500 |
| 523 | Berkshire Mental Health | 835 |
| 529 | Children's Health Program | 1,000 |
| 530 | Hospice | 750 |
| 531 | SBYA | 250 |
| 541 | Council on Aging | 400 |
| 543 | Veteran's Benefits | 1,767 |
| 549 | Construct | <u>250</u> |
| TOTAL | Human Services | 17,540 |
| | | |
| 600 | CULTURE AND RECREATION | |
| 610 | Library, General | 26,750 |
| | Library, Maintenance | 2,500 |
| 630 | Park Commission | 19,000 |
| 692 | Memorial Day | <u>750</u> |
| TOTAL | Culture & Recreation | 49,000 |
| | | |
| 700 | DEBT SERVICE | |
| 710 | Debt Service | <u>9,000</u> |
| TOTAL | Debt Service | 9,000 |
| | | |
| 900 | MISCELLANEOUS | |
| 911 | Berkshire County Retirement | 18,808 |
| 913 | Employment Security | 400 |
| 914 | Health Insurance | 33,200 |
| 915 | FICA | 10,000 |
| 916 | State Board of Retirement | 200 |
| 919 | Vacation, Sick Pay, Holiday | 0 |
| 945 | Bonds and Insurance | <u>41,000</u> |
| TOTAL | Miscellaneous | 103,608 |
| | | |
| Total | OPERATING BUDGET | \$1,597,113 |
| | | |
| SPECIAL ARTICLES | | |
| Article 5 | | 9,996 |
| Article 6 | | 24,187 |
| Article 7 | | 6,700 |
| Article 12 | | 2,500 |
| Article 13 | | 4,000 |
| Article 14 | | 7,000 |
| Article 18 | | 2,000 |
| Article 20 | | 19,240 |
| Article 21 | | 10,000 |

| | |
|--|-----------------------|
| Article22 | 300 |
| Article25 | 10,000 |
| Total Raise and Appropriate | 95,923 |
| Article 7 Transfer from Overlay Surplus | 13,000 |
| Article 8 Transfer from Dog Fund | 197 |
| Article 9 Transfer from Wetlands Fund | 1,000 |
| Article 24 Transfer from Available Funds | 50,000 |
| Total Transfers from Funds | 64,497 |
| TOTAL SPECIAL ARTICLES | \$160,420 |
| Total BUDGET | \$1,757,533.22 |

Discussion centered on the following items:

131 Finance Committee: This item reflects the salary of a Secretary to the Finance Committee as well as regular expenses of that Board.

135 Town Accountant: This budget item was lowered since it represented a figure to be reached in a subsequent year.

141 Assistant Assessor: This budget item was raised to reflect the greater number of hours required for the duties of the Assistant Assessor.

210 Police Chief: This budget item was questioned thoroughly since it reflects a change from part-time to full-time Police Chief. Jack Ryder spoke against the change, believing the costs will go to \$50,000 or 60,000 if fringe benefits are included. Roger Tryon spoke against a full-time bureaucracy and in favor of allowing additional officers, believing this move closed the door to training for many young people.

Georgiana O'Connell noted that we train young people and uniform them and as they become proficient, they move to more lucrative jobs in other towns. She believed the Town was advantaged with a full-time Chief and that it would be easier to acquire grants. Paul Bynack asked if the cost included Academy training, and was told the cost comes off state funds on a Cherry Sheet. Peter Brown noted that training is part of the budget and we would be paying his time for Academy advanced training anyway.

The Moderator noted that the only way for discussion, rather than calling for a secret ballot on whether or not to move to a full-time Chief, would be to move a question on lowering the budget item. Peter Brown spoke to whether Gareth Backhaus would be the full-time Chief in the affirmative. He noted that the Chief knows local locations and families whereas the State Police are not from this area, that if a teen is speeding, a local Police Chief can warn the parents and keep watch. The Selectmen requested the input of two invited participants, Chief James M. McGarry of Sheffield and Captain Walter Boyer of Pittsfield.

Gareth Backhaus noted that speeding on side roads is now a problem and that this was a cost-effective way of doing the job needed. With a full-time officer, we have a more rapid response than from the Lee Barracks of the State Police. We need the same person coming back to a task day after day, to solve crimes and

prevent trouble. That full-time residents get together with part-time residents is critical to community policing but it must be started and led to prevent crimes from happening. Education for safe bicycling, home safety and home security is vital and not just for the elderly. For the elderly, routine safety maintenance is important. He noted that local police priorities should be set by the local townspeople and that there are priorities which can and should be addressed.

Complaints about the hourly rate for police detail work and closing this avenue of employment from other people were answered by the comment that the State Police would be even more expensive for companies than local police. Complaints about the wife of the Chief being a policewoman were met by the Selectmen noting they had followed up with the State Ethics Commission and that Commission had not expressed interest.

The Highway Superintendent noted Chief Backhaus was always there for his department, and that he fully supported a full-time Chief. Rick Mielke stated that in twenty years caretaking he had only two breakins and that the part-time Police were very good, that twenty-four hour patrolling was not possible, and that he would like to see this question go to a committee rather than be settled during Town Meeting. The Moderator noted that the only allowable motion would be to adjust the salary figures. Leroy Thorpe called for a reduction to \$6,876 from \$33,820 and the motion was seconded. Dean Amidon called for that vote to be by secret ballot and the motion was seconded.

At the request of Georgiana O'Connell, Chief McGarry of Sheffield spoke. He noted the issue is one of policy, that if you have police you should have community involvement and direction. The goal of the Chiefs of Southern Berkshire is to displace elements out of our community. Policing would take 40% of a full-time post, and 60% would be in community service — more mundane than Fire and Medical, more routine. He noted that day to day investigation is needed as illegal activities involving drugs and groups of thieves move from the cities to the rural areas as Monterey. In addition, domestic abuse is a problem. Local Chiefs know names and addresses and histories of local families, public safety is primary, and that community policing needs to be led with full-time attention, as a long term project and not a short term one.

The question was moved, secret yes/no ballots were distributed and voted. Of a total of 98 votes, the motion to lower the salary from full-time was defeated by a vote of 42 yes, 56 no.

Remaining holds on items 210 and 212 did not provoke discussion.

310 Education: This budget item was allowed to stand as presented, although there may be some adjustment below this figure.

424 Public Lighting was mistakenly misnumbered on the Warrant. It was corrected.

With no further discussion, a vote on the total budget, as amended, was taken and the budget was passed:

Majority yes vote

Article 4 The Town voted to authorize the Select Board to set the compensation

of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1997:

| | |
|--------------------------------------|-----------------------------|
| Highway Superintendent: | \$31,559 to \$41,168 a year |
| Special Skilled Part-Time Employees: | \$12.46 to \$16.26 per hour |
| Highway Employee Level III: | \$11.41 to \$16.26 per hour |
| Highway Employee Level II: | \$9.55 to \$12.46 per hour |
| Highway Employee Level I: | \$7.50 to \$10.00 per hour |

Unanimously

Article 5 The Town voted to raise and appropriate the sum of \$9,996 for the principal and interest on the loan for the cemetery land purchase.

Unanimously

Article 6 The Town voted to raise and appropriate the sum of \$24,187 for the principal and interest on the loan for the new fire truck.

Unanimously

Article 7 The Town voted an amended article, as follows: to raise and appropriate \$6,700, and to transfer from Overlay Surplus to the Reserve Fund the sum of \$13,300 (rather than transferring from Overlay surplus to the Reserve Fund the sum of \$20,000).

Unanimously

Article 8 The Town voted to transfer from the Berkshire County Dog Tax Account to the Library Appropriation Account the sum of \$197.22, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172.

Unanimously

Article 9 The Town voted to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000.

Unanimously

Article 10 The Town voted to authorize the Select Board to sell the 1989 one-ton GMC truck and/or sander by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Select Board.

Unanimously

Article 11 The Town voted to authorize the Select Board to sell the 1964 Mack fire engine pumper by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Select Board.

Unanimously

Article 12 The Town voted to raise and appropriate the sum of \$2,500 for the purchase and installation of dry fire hydrants by the Monterey Fire Company, after an explanation that these are pipes put into the water permanently so that water is easily accessible to the fire-engines even when there is heavy ice and it is expected that three hydrants will be able to be installed with this money.

Unanimously

Article 13 The Town voted to raise and appropriate the sum of 4,000 for the purchase of replacement doors for the Town Garage

Unanimously

Article 14 The Town voted to raise and appropriate the sum of \$7,000 for a Town Audit for Fiscal Year 1997.

Unanimously

Article 15 The Town voted to authorize the Board of Assessors to grant abatements filed in a timely manner for Fiscal Year 1996 tax bills for tornado damage, or take any other action relative thereto. Leona Chamberlain spoke of the need for abatements because of the very large number of trees downed, and the expense of cleaning them up as well as the loss they represented to the surroundings.

Unanimously

Article 16 The Town did not vote to recommend that the Monterey Historical Commission petition the Massachusetts Historical Commission to forward a recommendation to the U. S. Department of the Interior for the creation of a commemorative historic district in the following area of Town: on Main Road, from the Bynack residence and the Monterey Firehouse to the Makuc residence and the McLaughlin-Wilson property, and extensions as far as the Brookmead Farm on New Marlborough Road and the Hebert residence on Tyringham Road. While many thought that recognition of this small district of Town was warranted in this 150th year, and an explanation was given of the difference between a State Local Historic District (a restrictive district) and a Federal Historic District (with no restrictions) some such as Mr. Ross of Main Road had had difficulty in other towns with Historic District regulations, or thought as Hans Kessler did that his house and barn had nothing historic about them.

32 yes 36 no

Article 17 The Town voted to amend Article XVII, Non-Criminal Disposition, of the Town Bylaws to include Solid Waste Management under the provisions of Non-Criminal Disposition, as follows: Article X, Solid Waste Management, Sections 1 and 2. Penalty: \$25. Enforcement Officer: Police Officers. Further, the contents of Article XVII, Non-Criminal Disposition, were allowed by vote to be segregated as appropriate to each article of the Town Bylaws for clearer understanding of the penalty and Enforcement Officers in each article of the Town Bylaws.

Unanimously

Article 18 The Town voted to raise and appropriate the sum of \$2,000 for the regional collection of hazardous waste

Unanimously

Article 19 The Town did not vote to accept the provisions of Massachusetts General Laws Chapter 59, Section 57C, allowing for the billing of real estate taxes on a quarterly basis, said quarterly tax billing to be implemented for Fiscal Year

1999. With the election of a temporary Moderator, Dean Amidon, allowing Mark Makuc to speak on behalf of his father, discussion began. Discussion centered on the need for changes to software, the increased expenses of sending quarterly bills, the increased work involved, and the increase in salary request for this position. Richard Tryon noted he would lose interest on his own money with quarterly billing. Some felt we didn't borrow enough to warrant the extra expenses. Arguments in favor included the avoidance of need for borrowing money, the extra interest on a full quarter's money in the bank earlier, that the Town needs to prepare for and have money in the bank for regular and extraordinary expenses.

A vote was taken which was judged opposing the motion.

Article 20 The Town voted to raise and appropriate an amended sum of \$19,240 and to trade-in the present cruiser for the Police Department (not \$32,000 as originally presented) for the purchase of a police cruiser for the Police Department.

By a voice vote, approval was in the majority "aye"..Unanimously

Article 21 The Town voted to raise and appropriate the sum of \$ 10,000 for the restructuring of the Transfer Station recycling containers and new fencing.

Unanimously

Article 22 The Town voted to raise and appropriate the sum of \$300 for the Southern Berkshire Literacy Network

Unanimously

Article 23 The Town passed over the article asking if the Town would vote to raise and appropriate the sum of \$ 1,066 to pay to the Southern Berkshire Regional School District for the Town of Monterey's share of legal expenses associated with the One Person-One Vote litigation at the request of the School Committee

Unanimously

Article 24 The Town voted to authorize and direct the Assessors to take \$50,000 from available funds to reduce the tax levy for the fiscal year beginning July 1, 1997.

Unanimously

Article 25 The Town voted to raise and appropriate the sum of \$10,000 for the Stabilization Fund.

Unanimously

Article 26 The Town voted to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1998, pursuant to Massachusetts General Laws Chapter 44, Section 53F.

Unanimously

Article 27 The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws

Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan

Unanimously

Article 28 The Town voted to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1997, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17

Unanimously

Article 29 The Town vote to authorize the Library Trustees, the Finance Committee and the Board of Registrars to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A. (The positions are Librarian, Secretary to the Finance Committee and Clerk to the Board of Registrars.)

Unanimously

Article 30 The Town brought in their votes on the following question on a separate ballot provided by the Town Clerk:

Shall the Town vote to amend SECTION 2 of the Regional School Agreement by striking that section in its entirety and inserting in lieu thereof the following:

2. THE COMMITTEE

(a) Composition

The powers and duties of the regional school district shall be vested in and exercised by a regional school district committee, hereinafter sometimes referred to as the Committee. The Committee shall consist of ten members, four who are to be residents of the Town of Sheffield, two who are to be residents of the Town of New Marlborough, two who are to be residents of the Town of Egremont, one who is to be a resident of the Town of Monterey and one who is to be a resident of the Town of Alford.

(b) Elections

1. At the annual town elections in 1997, the Town of Sheffield shall elect two members to fill the two expiring elected terms. The term of office of each member so elected shall run to the day after the biennial state election in 1998 and thereafter until their respective successors have been duly elected and qualified.
2. At the annual town elections in 1998, the Town of Sheffield shall elect two members to fill the expiring elected terms. The term of office for the members so elected shall run to the day after the biennial state election in 2000 and thereafter until successors have been duly elected and qualified.

3. At the annual town elections in 1997, the Town of Egremont shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998 and thereafter until a successor has been duly elected and qualified.
4. At the annual town elections in 1998, the Town of Egremont shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 2000 and thereafter until a successor has been duly elected and qualified.
5. At the annual town elections in 1997, the Town of Alford shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.
6. At the annual town elections in 1997, the Town of Monterey shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.
7. At the annual town elections in 1997, the Town of New Marlborough shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.
8. At the annual town elections in 1997, the Town of New Marlborough shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 2000, and thereafter until a successor has been duly elected and qualified.
9. At the biennial state election in 1998 and thereafter as the term of office of the members expire, there shall be elected by way of District-wide at large elections with the residency requirement which will result in the required number of members who are residents of the appropriate town, to serve for a term of four years and thereafter until their respective successors have been duly elected and qualified. For the purposes of arrangement on the ballot, offices having the same residency requirement shall appear on the ballot as an office distinct from offices having a different residency requirement, provided always that there shall appear on the ballot appropriate instruction to the effect, "you may vote for every position on the Southern Berkshire Regional School District Committee, regardless of where you reside in the District."
10. No member of the Committee may serve for more than two terms consecutively.

(c) Vacancies

If a vacancy occurs among the members elected under Subparagraph (b), the selectmen from the town involved shall within thirty days appoint a member to serve until the next biennial state election, at which election a successor shall be elected to serve the balance of the unexpired term, if any.

(d) Organization

The Committee shall organize and choose by ballot a chairperson and a vice

chairperson from its own membership annually immediately following the election and qualification of successors, provided always that commencing in 1998 and thereafter, such organization and choosing by ballot of a chairperson and vice chairperson for its own membership shall be held annually at the first Committee meeting to be held within 21 days after the second Tuesday of November. At the same meeting or any other meeting, the Committee shall appoint a treasurer and a secretary who may be the same person but who need not be members of the Committee, choose such other officers as it deems advisable, determine the terms of office of its officers (except the chairperson and the vice chairperson, who shall be elected annually as provided above) and prescribe the powers and duties of any of its officers, fix the time and place for its regular meetings, and provide for the calling of special meetings.

(e) Voting

Commencing immediately as of the date of this amendment, each Committee member's vote shall be weighted as follows: The one committee member from the Town of Alford shall have a weighted vote of 8%. The one committee member from the Town of Monterey shall have a weighted vote of 12%. The two committee members from the Town of New Marlborough shall each have a weighted vote of 9% (for a total of 18%). The two committee members from the Town of Egremont shall each have a weighted vote of 9% (for a total of 18%). The four committee members from the Town of Sheffield shall each have a weighted vote of 11% (for a total of 44%).

(f)

The Regional District School Committee shall provide and supervise, in accordance with law, the education of all pupils in public schools residing within the District in elementary, high school and adult grades.

Discussion was attempted, but the question was moved by a count of 38 yes and 9 no. A motion was made, seconded and unanimously approved to hold the count of the votes until after balloting had ended separately for this and the following question. The vote count was as follows from a total vote of 47: so that this article was passed by the Town.

Yes 34 No 13

Article 31 The Town brought in their votes on the following question on a separate ballot provided by the Town Clerk:

Shall the Town vote to amend the May 18, 1953, Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph:

Each School Committee member's vote shall be weighted so as to reflect the ratio that the population of the town that the member represents bears to the total district population, divided by the number of committee members representing such town. The member town and District Populations shall be based on the decennial federal census, or population estimates released by the U.S. Bureau of the Census, whichever is more recent.

Discussion was attempted, but the question was moved by a vote of 30 yes and 9 no that there be no discussion. The results of the balloting were as follows, from a total of 36 votes cast: So that this article was not passed by the Town.

Yes 14 No 32

The Annual Town meeting adjourned after a motion, seconded,
was passed at 2:03p.m.

Unanimously

BYLAW APPROVAL: Office of the Attorney General, June 16, 1997.

I return the amendments to the general by-laws adopted under Article 17 of the warrant for the Monterey Annual Town Meeting that first convened on May 3, 1997, with the enclosed approval of this office. s/ Jonathan A. Abbott, Assistant Attorney General

**Report on the Special Town Meeting I
The Town of Monterey June 30, 1997**

This is to certify that at 7:02pm on June 30, 1997 with 29 of the Town's 508 registered voters in attendance, the Moderator called this Special Town Meeting to order. At 7:05 the reading of the warrant was waived and the Meeting voted as follows:

Article 1. The Town voted to transfer from free cash the sum of \$25,000 to the 150th Anniversary Fund for the celebration of the Town's 150th birthday. Discussion provided agreement that, as with other Town accounting, a complete and itemized accounting of expenditures of this and other monies voted previously to this purpose by the Town will be provided as a public record. The Town approved this expenditure by voice vote:

Unanimously

Article 2. The Town voted to establish a 150th Anniversary Revolving Fund FY '97, not to exceed \$14,124, in accordance with the provisions of MGL Chapter 44 § 53E1/2, for the celebration of the Town's 150th birthday. The Town approved the revolving fund:

Unanimously

There being no further business brought before the Special Town Meeting, the Meeting was adjourned by vote at 7: 15p.m.

Note: In the interim between Special Town Meetings I and II on June 30, 1997, Select Board member Peter Brown noted that the revolving fund had been set at 1% of the Annual Town budget.

**Report on the Special Town Meeting II
The Town of Monterey June 30, 1997**

This is to certify that at 7:30pm on June 30, 1997 with 29 of the Town's 508 registered voters in attendance, the Moderator called this Special Town Meeting to order. At 7:31 the reading of the warrant was waived and the Meeting voted as

follows:

Article 1. The Town voted to establish a 150th Anniversary Revolving Fund FY '98, not to exceed \$14,124, in accordance with the provisions of MGL Chapter 44 § 53E1/2, for the celebration of the Town's 150th birthday. The Town approved the revolving fund:

Unanimously

There being no further business brought before the Special Town Meeting, the Meeting was adjourned by vote at 7:32 p.m.

**Vital Statistics Report of the Town of Monterey
July 1, 1996 - July 1, 1997**

Births:

- A daughter to the Amstead family, August, 1996
- A son to the McFarland family September, 1996
- A son to the Makuc family October, 1996
- A son to the Allentuck family October, 1996
- A son to the Litishin family January, 1997

Marriages:

- David Park McAllister and Beryl Irene Courtenay, August 11, 1996
- Richard Stewart Ross and Kristina Lerman, September 7, 1996
- Jonathan Peter Freedman and Liria Doris Villota, November 2, 1996
- Robert N. Rochedieu and June Margaret Rauch, April 19, 1997

Deaths:

- | | |
|-------------------|-----------------------------|
| August 12, 1996 | Mary MacDarby |
| December 25, 1996 | Martha Kennedy Dickson |
| January 7, 1997 | Harry O. Vickerman |
| January 20, 1997 | Sheldon Edward Fenn |
| March 6, 1997 | Margrit Schuler |
| March 20, 1997 | Christopher Elias Burkhardt |
| May 15, 1997 | Irene B. Kenny |

Report on Licenses sold in the Town of Monterey

Fish and Hunting Licenses:

| | |
|------------------------------|----|
| DF Duplicate Fishing | 1 |
| DH Duplicate hunting | 1 |
| F1 Resident Fishing | 11 |
| F2 Resident Fishing Age 65+ | 1 |
| F3 Resident Senior Fishing | 2 |
| F6 Non-Resident Fishing | 23 |
| F7 3 day Fishing | 1 |
| H1 Resident Hunting | 9 |
| H3 Senior Hunting | 1 |
| H5 Non-Resident Big Game | 1 |
| S1 Resident Sporting | 7 |
| S2 Resident Sporting Age 65+ | 1 |
| S3 Senior Sporting | 5 |
| Resident Trapping | 1 |
| Resident Conservation | 28 |
| Nonresident Conservation | 27 |

Total clerk fees **27.50**

For State **1,931.25**

FORWARDED TO FISH AND GAME **\$1,903.50**

County Dog Tags in Monterey

| | |
|------------------|-----|
| | No. |
| Female Dogs | 11 |
| Spayed Females | 47 |
| Male Dogs | 5 |
| Neutered Males | 23 |
| Kennel Licenses | 1 |
| Replacement Tags | 0 |

TOTAL clerk fees **\$86.30**

For State **\$543.85**

Respectfully submitted,
TOWN CLERK

Barbara B. Swann

REPORT OF THE TOWN TREASURER

GREAT BARRINGTON SAVINGS BANK

| | |
|-----------------------------|-----------|
| Abercrombie Library M. Mkt. | 21,442.92 |
| Conservation | 10,132.90 |
| Perpetual Care | 17,621.16 |
| Perpetual Care CD | 18,710.57 |
| Library Memorial | 1,544.54 |
| Art Council M. Mkt. | 6,845.29 |
| Wilson Property | 1,420.95 |

1ST NATIONAL BANK-Stabilization M. Mkt. 62,633.56

BANK OF BOSTON 177,633.50

LEE BANK-Operating 326,308.04

Total all Cash and Investments 644,293.43

Respectfully submitted

TREASURER

Patricia Schoonmaker

REPORT OF THE DISTRICT DEPT. VETERAN'S SERVICES

C115 Benefits provision:

| | District | Town |
|---------------------------------|----------|----------|
| Expenditures | 9,543.76 | 4,555.00 |
| Refund from Veterans | 0 | 0 |
| Anticipated OCVS reimbursements | 7,157.82 | 3,416.25 |

DDVS Funded Provision

| | | |
|-----------------------------|-----------|----------|
| Dist. Ofc. Client Functions | 4,415.00 | 253.00 |
| Administrative Budget | 38,470.00 | 1,711.92 |

Department of Veterans' Affairs Provision

| | | |
|--------------------------|--------------|-----------|
| Financial/Medical/Burial | 1,790,625.00 | 67,132.00 |
| Burial Flags (CY 96) | 43 | 0 |
| Grave Markers (CY 96) | 21 | 0 |

Respectfully submitted,

DIRECTOR/AGENT

Al Adams

REPORT OF THE VETERAN'S MEMORIAL COMMITTEE

Linda Thorpe, the chairman of the Cemetery Committee has been very helpful in assisting the committee in matters pertaining to the cemetery land being used for the Veteran's Memorial Park and also in checking veterans' names to be inscribed on the various monuments or steles, as we call them.

Also, Pat Mielke, Town Treasurer, has been invaluable in acting in her capacity as treasurer, in collecting and recording all donations and keeping the committee informed on its financial status.

Both have been regular attendees at our meetings which are held as needed.

The main monument is ready, as well as the flag pole, and will be included when the Veterans Memorial Park is inaugurated on July 4, 1997.

Following this dedication three other steles, one for World War II; one for World War I, Korea and Vietnam; and one for all wars prior to World War I, will be installed with the appropriate names of Monterey veterans inscribed. Landscaping will follow and all will be completed by Memorial Day of 1998

Remember that this all will be accomplished with private donations which are still needed.

We thank everyone who has donated time, talent and substance to this project, which will, for many years, honor the war veterans, both full time and part-time residents of Monterey.

Care of Soldiers' Graves

Gravesite Flags

| | |
|---------------------------------|-----------------|
| Corashire Cemetery | 90 |
| Old Center Cemetery | 13 |
| Henwood Cemetery | 4 |
| Chestnut Hill Cemetery | 3 |
| Mt. Hunger Cemetery | 3 |
| World War I Memoria (Library) | 1 |
| World War I Memoria (Town Hall) | 1 |
| Revolutionary Parade Ground | 1 |
| Subtotal | 119 |
| Memorial Day handout Flags | 144 |
| Grand Total | 260 |
| Bronze Flag Holder Markers | 10 |
| Stock on Hand | |
| Flags | approx. 3 Gross |
| Bronze Markers | 25+ |

No Purchases FYE 1997

Special thanks: Linda Thorpe placed all the flags and markers this year - great job!

Respectfully submitted,
Dean P. Amidon, *Chair*
Frank D'Amato
Arnold A. Hayes
Georgiana O'Connell

TELEPHONE DIRECTORY

Local Emergency Numbers—

| | |
|---|----------|
| To report a FIRE | 9-1-1 |
| EMT's (Emergency Medical Technicians) | 9-1-1 |
| POLICE—Local | 9-1-1 |
| State..... | 243-0600 |
| AMBULANCE | 528-3900 |
| Fairview HOSPITAL | 528-0790 |

| Department | Calls to | Telephone |
|---|--------------------------------|-----------|
| Accountant, | Barbara Gauthier | 528-1443 |
| Aging, Council on | Zed Pine..... | 528-5994 |
| Assessors | | 528-6481 |
| Birth, Marriage, Death | | |
| Certificates | Town Clerk..... | 528-5175 |
| Building Inspector | Walter V. Potash | 528-1443 |
| Cemeteries | Linda Thorpe | 528-2164 |
| Children's Health Program | | 528-2982 |
| Civil Defense | | 528-9544 |
| Conservation Commission | | |
| (wetlands procedures) | | 528-1443 |
| Disposal Area | | 528-3523 |
| Dog Officer | Martin Clarke | 528-6694 |
| Gas Inspector | Ray Tryon..... | 528-2982 |
| Health, Board of | | 528-1443 |
| Highways, Town Shed..... | | 528-1734 |
| Library | | 528-3795 |
| Licenses — Dog, Fishing | | |
| and Hunting | Town Clerk..... | 528-5175 |
| Parks/Skating Rink | | 528-1573 |
| Planning Board | | 528-1443 |
| Plumbing Inspector | Robert Krupski | 229-8019 |
| Post Office..... | Walter Parks, Postmaster | 528-4670 |
| Schools (Southern Berkshire Regional School District: | | |
| Superintendent | William Cooper | 229-8778 |
| Monterey Kindergarten | | 528-3893 |
| Mt. Everett, Sheffield | | 229-8731 |
| New Marlborough, Mill River | | 229-8867 |
| School Committee | Jed Lipsky | 528-0762 |
| Selectmen..... | | 528-1443 |
| Tax Collector | Henry Makuc..... | 528-0150 |
| Town Offices | | 528-1443 |
| Treasurer..... | Pat Schoonmaker | 528-5603 |
| Tree Warden | Roger Tryon | 528-4091 |
| Veterans' Services | Albert Adams | 528-1580 |
| Visiting Nurse Association | | 528-0130 |
| Voting — Registration, | | |
| Absentee Ballots | Town Clerk..... | 528-5175 |
| Welfare Agent..... | | 528-2200 |
| Wildlife Control Officer..... | Martin Clark | 528-6694 |
| Wiring Inspector | Robert Clausen | 528-2067 |

TOWN SEAL DESIGNED BY EDITH L. WILSON

ANNUAL REPORT

OF THE

OFFICERS OF THE TOWN OF



MONTEREY
MASSACHUSETTS

FOR THE FISCAL YEAR
1997-1998

**TOWN OF MONTEREY
BERKSHIRE COUNTY
COMMONWEALTH OF MASSACHUSETTS**

Established: 1735 (under Tyringham)

Incorporated as a town: April 12, 1847

Land area: 26.55 square miles

Location: Southwestern Massachusetts; bordered on the north by Tyringham; on the east by Otis; on the southeast by Sandisfield; on the south by New Marlborough; and on the west by Great Barrington.

Main roads: Route 23 and Route 57

Topographical features: Elevations range from 920 to 2,160 feet above mean sea level. Rough and stony soil with a belt of good texture loam. The Konkapot Brook runs through the town. There are two lakes: Garfield and Buel.

Regular Meeting Schedules: *(Town Offices are located on Main Road in the Town Hall/ Monterey Grange #291 building.)*

Assessors Board of — second and fourth Wednesday of each month 8:00 p.m.

Conservation Commission — second Monday of each month, 7:30 p.m.

Health, Board of — Mondays 10:00 a.m. and 7:00 p.m.

Library Trustees — second Wednesday of each month except July, August and December, 4:15 p.m. at the Library.

Park Commission — first Thursday of each month, 7:00 p.m.

Planning Board — second Thursday of each month, 7:00 p.m.

Roads and Machinery Committee — as needed.

School Committee — alternate Thursdays, 7:30 p.m. at Mt. Everett Regional School Sheffield.

Selectboard — Mondays, 10 a.m. and 7:00 p.m. If Monday is a legal Massachusetts holiday there will be no meeting.

Regular Office Hours:

Assessors' Clerk — Tuesday 8:00 a.m.-2:00 p.m.

Tax Collector—Monday and Thursday, 7:00-9:00 p.m., home office.

Town Clerk—Saturday 9:30 a.m.-12:30 p.m., Town Offices.

Town Offices—Monday through Friday 9:00 a.m.-3:30p.m.

Gun Permits: From Police Chief first Saturday of each month 10:00-11:00 a.m. in Town Offices, or by appointment.

Disposal Area (sticker available at Town Offices):

Summer hours *(Daylight Savings)*

Sunday 10:00 a.m.-6:00 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Winter:

Sunday 10:00 a.m.-4:30 p.m.

Wednesday 8:00 a.m.- 1 :00 p.m.

Saturday 8:00 a.m.-1 :00 p.m.

Library: Monday 7:00 p.m.- 9:00 p.m.
Tuesday 9:30 a.m.-12:00 noon
Wednesday 3:00 p.m.- 5:00 p.m.

Saturday 9:30 a.m.- 12:00 noon
7:00 p.m.- 9:00 p.m.

Annual Report

OF THE

OFFICERS OF THE TOWN OF

MONTEREY

MASSACHUSETTS



FOR THE YEAR
1997-1998

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ELECTED TOWN OFFICERS

| | | |
|--|----------------------------------|------|
| Board of Appeals (5 years) | Peter S. Vallianos, <i>Chair</i> | 1998 |
| | Dean P. Amidon | 1999 |
| | Cynthia M. Weber | 2000 |
| | Robert M. Gauthier | 2001 |
| | Peter S. Murkett, <i>Clerk</i> | 2002 |
| Board of Assessors (3 years) | Gerry Shapiro, <i>Chair</i> | 1998 |
| | James H. Bracken | 1999 |
| | Gary Shaw | 2000 |
| Cemetery Committee (3 years) | Linda E. Thorpe, <i>Chair</i> | 2000 |
| | Rudolph J. Gero | 1998 |
| | Jane A. Thorne | 1999 |
| Constable (3 years) | Raymond W. Tryon | 1998 |
| Finance Committee (3 years) | Andrea C. Dunlop | 1998 |
| | Greta S. Cherneff, <i>Clerk</i> | 1999 |
| | Daniel Moriarty | 2000 |
| Library Trustees (3 years) | John M. Higgins, <i>Chair</i> | 2000 |
| | William Marsh | 1998 |
| | Anne M. Makuc | 1998 |
| | Laurie P. Shaw | 1999 |
| | Linda Thorpe | 1999 |
| | Donna Trumbull | 2000 |
| Moderator (1 year) | Mark J.J. Makuc | 1998 |
| Park Commission (3 years) | James J. Thomas | 1998 |
| | R. Thomas Rosenthal | 1999 |
| | Howard W. Burns, Jr. | 2000 |
| Planning Board (5 years) | Wayne Burkhart, <i>Chair</i> | 1998 |
| | Gerry Shapiro | 2000 |
| | M. Maggie Leonard | 2001 |
| | Joyce Scheffey | 1999 |
| | Fred Chapman | 2002 |
| Select Board | Peter S. Brown, <i>Chair</i> | 1998 |
| | Fred Chapman | 1999 |
| | Muriel L. Lazzarini | 2000 |
| Southern Berkshire Regional School District Committee (two-year term for a maximum of three terms) | Jed P. Lipsky | 1999 |
| Tax Collector (3 years) | Henry J. Makuc | 1998 |
| Town Clerk (3 years) | Barbara B. Swann | 2000 |
| Town Treasurer (3 years) | Patricia K. Schoonmaker | 1998 |
| Tree Warden (1 year) | Roger C. Tryon | 1998 |

APPOINTED TOWN OFFICERS

| | | |
|--|----------------------------------|----------|
| Arts Council | Cynthia M. Weber | 1998 |
| | Fred W. Chapman, | |
| | <i>Select Board Liason</i> | 1998 |
| | Georgiana Shepard | 1999 |
| | Barbara J. Tryon | 1999 |
| | Lewis C. Sheffey | 2000 |
| | Anita Carroll-Weldon | 2000 |
| Berkshire County Regional Planning Commission, <i>Alternate</i> | Wayne Burkhart | |
| Board of Appeals, <i>Alternates</i> <i>(two members for a term of five years)</i> | John A. Ryder | 2000 |
| | Mark J.J. Makuc | 2000 |
| Board of Health | Peter S. Brown, <i>Chair</i> | 1998 |
| | Fred W. Chapman | 1999 |
| | Muriel L. Lazzarini | 2000 |
| Capital Highway Improvement Committee | Dean P. Amidon | 2000 |
| | Peter S. Brown | 2000 |
| | Raymond W. Tryon | 2000 |
| Care of Soldiers' Graves | Arnold A. Hayes | |
| Civil Defense Co-Directors | none | |
| Conservation Commission | Raymond W. Tryon, <i>Clerk</i> | 2000 |
| | Deborah Mielke | 1998 |
| | Richard E. Nault | 1998 |
| | Christopher Blair | 1999 |
| | Conrad Ohman | 1999 |
| | David Dempsey | 2000 |
| | Howard W. Burns | 2000 |
| Council on Aging <i>(three-year term)</i> | Pauline Nault, <i>Chair</i> | 1999 |
| | Cynthia M. Weber | 1998 |
| | Edward Dunlop | 1999 |
| | Shirley Olds | 1999 |
| | Leonard J. Weber | 1999 |
| | Robert Rausch | 2000 |
| Cultural Council <i>(members to serve not more than three two-year terms)</i> | Cathy Roth (95) | 9/18/97 |
| | Nancy Kalodner (95) | 10/2/97 |
| | Maureen Banner(94) | 1/31/98 |
| | Julie Shapiro, <i>Chair</i> (94) | 1/31/98 |
| | Jason Brown (94) | 1/31/98 |
| | Lindsay Pontius (94) | 1/31/98 |
| | Keith Snow (96) | 10/21/98 |
| | Christine Goldfinger | 12/16/98 |
| | Anita Carroll-Weldon | 12/16/98 |
| Data Processing Coordinator | Peter S. Brown | |
| Dog Officer/Pound Keeper | Martin T. Clark | |

| | | |
|--|---|------|
| Inspector of Buildings | Walter V. Potash | |
| Inspector of Buildings, <i>Alternate</i> | Thomas F. Gillis | |
| Inspector of Wires | Robert Clausen | |
| Inspector of Wires, <i>Alternates</i> | Michael Leining | |
| | Joseph Wirth | |
| Materials Recycling Facility (MRF) | | |
| Advisory Board Representative | Larry Lampman | |
| 9-1-1 Coordinator | Peter S. Brown | |
| 150th Anniversary Committee | Dean P. Amidon | |
| | Peter S. Brown | |
| | Anita Carroll-Weldon | |
| | Kim Hines | |
| | Muriel L. Lazzarini | |
| | Richard E. Nault | |
| | John A. Ryder | |
| | Keith Snow | |
| | Raymond W. Tryon | |
| Plumbing Inspector | Robert Krupski | |
| Police Department | Gareth Backhaus, <i>Chief</i> | |
| | Rita Backhaus, <i>Officer</i> | |
| | Robert Fredsall, Jr., <i>Officer</i> | |
| | Todd M. Moriarty, <i>Officer</i> | |
| | Walter J. Nourse, <i>Officer</i> | |
| | Noah Wright, <i>Provisional Officer</i> | |
| | Thomas Vickerman, <i>Crossing Guard</i> | |
| | (deceased 1998) | |
| | Gloria Vickerman, <i>Crossing Guard</i> | |
| | (discontinued 1998) | |
| Procurement Officer | Maryellen A. Brown | 2000 |
| Registrars of Voters | Barbara B. Swann, <i>Chair</i> (D) | 2000 |
| (three-year term) | Vivian R. Bynack (D) | 2000 |
| | Joan Brown (R) | 1998 |
| | Fran Amidon (R) | 1999 |
| Registrars of Voters, <i>Assistant</i> | Dean P. Amidon (R) | |
| | Patricia A. Amstead (D) | |
| | Shelley Bynack (D) | |
| | Maynard A. Forbes (D) | |
| Salary Committee | James H. Bracken, <i>Chair</i> | 1998 |
| | Jane S. Kessler | 1998 |
| | Walter Parks | 1998 |
| | Barbara J. Tryon | 1998 |
| Sanitary Inspector | Peter J. Kolodziej | 2000 |
| Secretary to Select Board | Judith Kales | 2000 |
| Solid Waste Committee | Wayne Burkhart, <i>Co-Chair</i> | 1998 |
| | Joyce B. Scheffey <i>Co-Chair</i> | 2000 |

| | | |
|---|--|--------|
| | Rudolph (Rudy) J. Gero | 1998 |
| | Bill Kopetchny | 1999 |
| | Nancy Marcus | 1999 |
| | Robert Thieriot | 2000 |
| | Peter S. Vallianos | 2000 |
| Southern Berkshire Regional School District Health Liaison | none | |
| Southern Berkshire Solid Waste Management District | Wayne Burkhart, <i>Delegate</i> Joyce B. Scheffey, <i>Alternate</i> | |
| Tax Collector, Deputy | Charles W. Seiger, Jr. | |
| Town Accountant (<i>three-year term</i>) | Barbara A. Gauthier | 1998 |
| Town Clerk, Deputy | Linda Thorpe | |
| Town Counsel | Hugh C. Cowhig | |
| Town Office Secretary | Maryellen A. Brown | |
| Town Report Committee | M. Maggie Leonard | |
| Treasurer, <i>Assistant</i> | Andrea C. Dunlop | |
| Veterans' Agent | Albert J. Adams | 6/9/97 |
| Veterans Memorial Committee | Dean P. Amidon, <i>Chair</i> Frank D'Amato Arnold A. Hayes Georgiana C. O'Connell Raymond W. Tryon | |
| Warden | Raymond W. Tryon | |
| Warden, <i>Deputy</i> | Linda Thorpe | |
| Wildlife Control Officer | Martin T. Clark | |
| Wilson House Committee | Daniel Andrus Lewis Scheffey Gerry Shapiro | |

N.B. All appointments are for the period July 1, 1997, to June 30, 1998, unless otherwise indicated (in which case, appointments terminate on June 30 of specified year).

OFFICERS APPOINTED/ELECTED BY OTHER BOARDS

| | |
|--|------------------------------------|
| Assessors Assistant (<i>Appointed by Assessors</i>) | Harry L. Gustafson, Jr. |
| Assessor, <i>Clerk</i> (<i>Appointed by Assessors</i>) | Patricia Amstead |
| Assess. Rep.-Lake Buel Dist (<i>Appointed by Assessors</i>) | James H. Bracken |
| Berkshire County. Regional Planning Commission (<i>Elected by Planning Board</i>) | Joyce B. Scheffey, <i>Delegate</i> |

WARRANT

**WARRANT
COMMONWEALTH OF MASSACHUSETTS
COUNTY OF BERKSHIRE, ss.
TOWN OF MONTEREY**

To: Raymond W. Tryon, Constable of the Town of Monterey in the County of Berkshire,

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in the elections and Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Saturday, May 2, 1998, at 9:30 o'clock in the morning, then and there to act on the following articles:

Article 1 To bring in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town:

- One member of the Board of Appeals for five years.
- One member of the Board of Assessors for three years.
- One member of the Cemetery Committee for three years.
- One Constable for three years.
- One member of the Finance Committee for three years.
- Two Library Trustees for three years.
- One Moderator for one year.
- One member of the Park Commission for two years.
- One member of the Park Commission for three years.
- One member of the Planning Board for five years.
- One member of the Select Board for three years.
- One Tax Collector for three years.
- One Town Treasurer for three years.
- One Tree Warden for one year.

Shall the Town of Monterey be allowed to exempt from the provisions of Proposition 2 1/2, so-called, the amount required to pay for the bond(s) issued for improvements to the Transfer Station?

Yes ____ *No* ____

Article 2 To hear and act on the reports of all Officers, Agents and Committees of the Town.

Article 3 To see if the Town will raise and appropriate certain sums of money including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and provide for a Reserve Fund for the ensuing year, or raise, appropriate or transfer any other sum of money.

| | FY 98 <u>BUDGET</u> | RECOMMENDED for <u>1999</u> |
|--|------------------------|--------------------------------|
| #100 <u>GENERAL GOVERNMENT</u> | | |
| #114 Moderator | 100 | 100 |
| #122 Selectman | 7,758 | 9,696 |
| Selectmen's Sec'y | 7,550 | 7,750 |
| Selectmen's Exp. | 2,500 | 2,614 |
| #124 Temporary Employees | 1,500 | 1,500 |
| #131 Finance Committee | 500 | 1,000 |
| #132 Reserve Fund | 0 | 6,000 |
| #135 Town Accountant | 9,205 | 10,238 |
| Accountant's Expenses | 500 | 500 |
| #141 Assessors | 4,000 | 4,000 |
| Assistant Assessor | 13,928 | 16,425 |
| Assessor's Clerk | 3,070 | 3,161 |
| Assessor's Expenses | 4,500 | 4,500 |
| #144 Assessor's Computer | 2,000 | 2,000 |
| #145 Town Treasurer | 8,153 | 8,526 |
| Treasurer's Expenses | 1,840 | 2,095 |
| Treasurer Tax Titles | 0 | 2,000 |
| #146 Tax Collector | 9,142 | 10,504 |
| Tax Collector Expenses | 4,700 | 4,900 |
| #147 Tax Collector's Computer | 2,350 | 2,350 |
| #148 Bank Charges | 600 | 600 |
| #151 Town Counsel | 1,000 | 1,000 |
| #152 Printing & Stationary | 6,000 | 6,150 |
| #159 Town Office Sec'y | 24,440 | 25,265 |
| #161 Town Clerk | 10,024 | 12,307 |
| Town Clerk Exp. | 2,300 | 2,370 |
| #162 Election Expenses | 1,200 | 1,200 |
| #163 Registration | 350 | 300 |
| Bd. Registrars/Clerk | 5,380 | 5,760 |
| Bd. Registrars/Expenses | 400 | 412 |
| #171 Conservation Commission | 500 | 250 |
| #175 Planning Board | 1,300 | 1,300 |
| #176 Board of Appeals | 1,000 | 1,000 |
| #192 Meeting Hall | 620 | 635 |
| #195 Town Report | 2,000 | 2,050 |
| #196 Town Offices | 15,000 | 15,000 |
| #197 Comp. Software & Support | 5,000 | 5,125 |
| Accounting Software & Support | <u>1,500</u> | <u>1,500</u> |
| TOTAL GENERAL GOVERNMENT | 161,910 | 182,083 |

FY 98
BUDGET

RECOMMENDED
for 1999

#200 PUBLIC SAFETY

| | | | |
|----------------------------|-------------------------------|---------------|----------------|
| #209 | Constable | 125 | 125 |
| #210 | Police Chief | 33,820 | 34,840 |
| | Police Protection | 13,740 | 14,152 |
| #212 | Police Facilities | 2,700 | 2,900 |
| #220 | Fire Protection | 26,250 | 26,895 |
| #221 | Berk Co. Sheriff's Comm. Ctr. | 2,895 | 3,127 |
| #240 | Building Inspector | 6,000 | 6,000 |
| #243 | Plumbing Inspector | 1,750 | 1,750 |
| #244 | Fire & Gas Inspector | 1,750 | 1,750 |
| #245 | Wiring Inspector | 1,750 | 1,750 |
| #247 | Animal Inspector | 100 | 100 |
| #291 | Civil Defense | 500 | 500 |
| #292 | Animal Control Officer | 1,800 | 1,800 |
| #293 | Wildlife Control Expense | 1,000 | 500 |
| #296 | Tree Warden | <u>4,150</u> | <u>4,150</u> |
| TOTAL PUBLIC SAFETY | | 98,330 | 100,339 |

#300 EDUCATION

| | | | |
|------------------------|--------------------|----------------|----------------|
| #301 | School Committee | 600 | 600 |
| #310 | Schools: Capital | 182,070 | 193,453 |
| | Schools: Operating | <u>586,158</u> | <u>587,654</u> |
| TOTAL EDUCATION | | 768,828 | 781,707 |

#400 PUBLIC WORKS & FACILITIES

| | | | |
|--|------------------------|----------------|----------------|
| #422 | Highway Maintenance | 128,450 | 138,450 |
| #423 | Snow & Sand | 96,000 | 99,640 |
| #424 | Public Lighting | 2,200 | 2,200 |
| #427 | Machinery & Tools | 20,000 | 20,000 |
| #428 | Town Garage | 18,000 | 19,000 |
| #426 | Highway Capital | 50,000 | 55,000 |
| #431 | S. Berk Waste District | 2,697 | 2,697 |
| #433 | Transfer Station | 64,500 | 64,500 |
| #434 | Rubbish Collection | 1,500 | 1,500 |
| #491 | Cemetery Maintenance | 5,000 | 5,500 |
| #495 | Soldier's Graves | <u>550</u> | <u>550</u> |
| TOTAL PUBLIC WKS & FACILITIES | | 388,897 | 409,037 |

| | FY 98 <u>BUDGET</u> | RECOMMENDED for <u>1999</u> |
|---------------------------------------|------------------------|--------------------------------|
| #500 HUMAN SERVICES | | |
| #510 Board of Health | 1,288 | 1,288 |
| Board of Health Expenses | 1,500 | 500 |
| Board of Health Clerk | 0 | 2,000 |
| #511 Sanitary Inspector | 8,000 | 12,000 |
| #522 Visiting Nurse | 1,500 | 1,500 |
| #523 Berkshire Mental Health | 835 | 835 |
| #529 Children's Health Prog. | 1,000 | 1,000 |
| #530 Hospice | 750 | 0 |
| #531 SBYA | 250 | 0 |
| #541 Council on Aging | 400 | 400 |
| #543 Veteran's Benefits | 1,767 | 1,600 |
| #549 Construct | <u>250</u> | <u>0</u> |
| TOTAL HUMAN SERVICES | 17,540 | 21,123 |
| #600 CULTURE & RECREATION | | |
| #610 Library General | 26,750 | 27,419 |
| Library Maintenance | 2,500 | 3,000 |
| #630 Park Commission | 19,000 | 19,000 |
| #692 Memorial Day | <u>750</u> | <u>1,200</u> |
| TOTAL CULTURE & RECREATION | 49,000 | 50,619 |
| #700 DEBT SERVICE | | |
| #710 Debt Service | <u>9,000</u> | <u>7,500</u> |
| TOTAL DEBT SERVICE | 9,000 | 7,500 |
| #900 MISCELLANEOUS | | |
| #911 Berkshire County Retirement | 18,808 | 25,366 |
| State Board of Retirement | 200 | 200 |
| #913 Employment Security | 400 | 400 |
| #914 Health Insurance | 33,200 | 34,200 |
| #915 FICA | 10,000 | 10,000 |
| #945 Bonds and Insurance | <u>41,000</u> | <u>41,000</u> |
| TOTAL MISCELLANEOUS | 103,608 | 111,166 |
| TOTAL OPERATING BUDGET | 1,597,113 | 1,663,574 |
| SPECIAL ARTICLES TOTAL | <u>124,246</u> | <u>209,228</u> |
| TOTAL BUDGET | 1,721,359 | 1,872,802 |

Article 4 To see if the Town will vote to authorize the Select Board to set the compensation of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1998:

| | |
|-------------------------------------|--------------------------------|
| Highway Superintendent | \$31,559 to \$41,168 per year; |
| Special Skilled Part-Time Employees | \$12.46 to \$16.26 per hour; |
| Highway Employee Level II | \$ 11.41 to \$14.88 per hour |
| Highway Employee Level I | \$ 9.55 to \$12.46 per hour |

or take any other action relative thereto.

Article 5 To see if the Town will vote to transfer from Overlay Surplus to the Reserve Fund the sum of \$14,000 or any other sum, or take any other action relative thereto.

Article 6 To see if the Town will vote to transfer from the Berkshire County Dog Tax Account to the Library Appropriation Account the sum of \$154.33 or any other sum, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172, or take any other action relative thereto.

Article 7 To see if the Town will vote to authorize and direct the Assessors to take \$75,000 or any other sum from available funds to reduce the tax levy for the fiscal year beginning July 1, 1998, or take any other action relative thereto.

Article 8 To see if the Town will vote to raise and appropriate the sum of \$23,039 or any other sum for the principal and interest on the loan for the new fire truck, or take any other action relative thereto.

Article 9 To see if the Town will vote to raise and appropriate the sum of \$9,597 or any other sum for the principal and interest on the loan for the cemetery land purchase, or take any other action relative thereto.

Article 10 To see if the Town will vote to raise and appropriate the sum of \$2,500 or any other sum for the purchase and installation of dry fire hydrants by the Monterey Fire Company, or take any other action relative thereto.

Article 11 To see if the Town will vote to raise and appropriate the sum of \$4,580 or any other sum for the purchase of computer equipment and software for the Monterey Fire Company, or take any other action relative thereto.

Article 12 To see if the Town will vote to raise and appropriate the sum of \$21,858 or any other sum for the purchase of turnout gear for the Monterey Fire Company, or take any other action relative thereto.

Article 13 To see if the Town will vote to raise and appropriate the sum of \$4,000 or any other sum for the surveying and mapping of the additional Corashire Cemetery land, or take any other action relative thereto.

Article 14 To see if the Town will vote to raise and appropriate the sum of \$17,000 or any other sum for revaluation of the Town properties, or take any other action relative thereto.

Article 15 To see if the Town will vote to raise and appropriate the sum of \$65,000 or any other sum for the Stabilization Fund, or take any other action relative thereto.

Article 16 To see if the Town will vote to appropriate the sum of \$45,000 or any other sum for major improvements to the Transfer Station and to authorize the Town Treasurer, with the approval of the Select Board, to borrow the funds therefor, contingent upon a successful debt-exclusion vote, or take any other action relative thereto.

Article 17 To see if the Town will vote to reconfirm the vote passed under Article 2 of the Warrant for the September 5, 1997, Special Town Meeting which authorized the borrowing of \$200,000 for financing repairs and replacement of septic systems, or take any other action relative thereto.

Article 18 To see if the Town will vote to raise and appropriate the sum of \$500 or any other sum for an "I Love Monterey Day" to be held in the summer, or take any other action relative thereto.

Article 19 To see if the Town will vote to raise and appropriate the sum of \$2,000 or any other sum for a survey of the Town to determine citizen priorities in planning for the future, or take any other action relative thereto.

Article 20 To see if the Town will vote to create the position of a permanent, part-time clerk to the Board of Health, or take any other action relative thereto

Article 21 To see if the Town will vote to plan for new municipal offices to be incorporated as part of the Edith Wilson and Marjorie McLaughlin property, owned by the Town of Monterey, an all-volunteer committee to sign up with the Wilson House Committee, commence meetings within a month, and report with a preliminary assessment of costs for appropriate facilities and amenities at the next Town Meeting, whether Special or Annual, of the Town of Monterey; or take any other action relative thereto.

Article 22 To see if the Town will vote to adopt Massachusetts General Laws Chapter 53, Section 121, which establishes a nonpartisan Town Caucus for the nomination of candidates for Town offices. The Town in Town Meeting may determine whether nominations shall be made separately or partly or wholly on one ballot, and may within the limits defined by law, prescribe the day and hour when such caucus shall be held and how long the polls shall be kept open, and make provision for the preparation and use of ballots, or take any other action relative thereto.

Article 23 To see if the Town will vote to accept the provisions of Chapter 41, Section 1, and establish the Board of Health of the Town of Monterey for the purposes and with the rights and duties provided by law, to be composed of three members to be elected for terms of three years each, except that initial elections shall be one member for one year, one member for two years, and one member for three years, the election to be held at the Annual Town Meeting of the Town of Monterey, in one year on May 1, 1999; or take any other action relative thereto.

Article 24 To see if the Town will vote to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1999, pursuant to Massachusetts General Laws Chapter 44, Section 53F, or take any other action relative thereto.

Article 25 To see if the Town will vote to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan, or take any other action relative thereto.

Article 26 To see if the Town will vote to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1998, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor,, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17, or take any other action relative thereto.

Article 27 To see if the Town will vote to authorize any Town board to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A, or take any other action relative thereto.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands and the seal of the Town of Monterey this 13th day of April, 1998.

S/ Peter S. Brown, *Chair*

S/ Fred W. Chapman

S/ Muriel Lazzarini

MONTEREY SELECT BOARD

Pursuant to the within Warrant, I have this day, April 18th 1998, notified and warned inhabitants of the Town of Monterey in accordance with the Town Bylaws and the General Laws of the Commonwealth of Massachusetts.

S/ Raymond W. Tryon

CONSTABLE

REPORTS of TOWN BOARDS and COMMITTEES

REPORT OF THE ANIMAL CONTROL OFFICER

I hereby submit the report covering the activities of this Department from
7/1/97 – 7/1/98

| | |
|--|----|
| Number of dog complaints | 51 |
| Number of requests for locating lost dogs | 16 |
| Number of nuisance dog complaints (handled by phone) | 33 |
| Number of dog bites reported to this Department | 3 |
| Number of dogs killed by motor vehicles | 3 |
| Number of dogs placed in homes or destroyed | 4 |
| Number of nuisance animals | 81 |

Respectfully submitted,
Martin T. Clark
Animal Control Officer

REPORT OF THE INSPECTOR OF ANIMALS

| | |
|--------------------------------------|----|
| Number of Dairy Cows over two years | 9 |
| Number of Dairy Cows under two years | 10 |
| Number of Beef Cows over two years | 59 |
| Number of Beef Cows under two years | 60 |
| Number of Llamas | 4 |
| Number of Horses (work and saddle) | 39 |
| Number of Goats | 55 |
| Number of Sheep | 50 |

Respectfully submitted,
Martin T. Clark
Inspector of Animals

REPORT OF THE BOARD OF ASSESSORS

Fiscal Year 1998
(July 1, 1997 - June 30, 1998)

| | |
|--|-----------------------|
| Appropriations | \$1,757,533.22 |
| Other Local Expenditures | |
| Total Cherry Sheet Offset | 1,413.00 |
| District Department of Veterans' Services | 1,766.38 |
| Berkshire County Regional Planning Commission | 387.29 |
| County Tax and Assessment | 25,277.00 |
| Allowance for Abatements and Exemptions | <u>34,910.10</u> |
| Gross Amount to Be Raised | \$1,821,286.99 |
| Estimated Receipts and Other Revenue Sources | |
| Estimated Receipts - state | 112,860.00 |
| Estimated Receipts - local | 164,500.00 |
| Revenue Sources Appropriated for Particular Purposes | 64,497.22 |
| Other Revenue Sources Appropriated Specifically to Reduce Tax Rate | <u>50,000.00</u> |
| Total Estimated Receipts and Available Funds | 391,857.22 |
| Tax Levy | 1,429,429.77 |
| Tax Rate | 8.72 |

The tax rate was approved by the Department of Revenue on Sept. 16, 1997.

The Board of Assessors wants to express their appreciation to the property owners for their cooperation with the Board and the Assistant Assessor in their inspections of properties. The Town will be in recertification for F/Y 2000. this will require the Assessors to inspect and enter more properties than usual. The help and cooperations of the property owners will be greatly appreciated.

Respectfully submitted,

BOARD OF ASSESSORS
Gerry Shapiro, *Chair*
Gary Shaw
James Bracken

BUILDING INSPECTOR'S REPORT

This past year the Building Inspector issued 46 permits as follows:

| | |
|----------------------|-----------|
| Dwellings | 6 |
| Barns/Garages | 9 |
| Additions | 5 |
| Decks/Porches | 7 |
| Swimming Pools | 2 |
| Renovations | 14 |
| Demolitions | 1 |
| Wood Stoves | 2 |
| Roof repairs | - |
| TOTAL PERMITS | 46 |

As building inspector I was pleased this past year to have had the co-operation of all town boards resulting in issuance of permits in an expeditious manner.

I conducted 138 field inspections and followed up on three citizen complaints which were quickly resolved.

Again, I wish to thank everyone for the support and respect afforded me in my capacity? as your building official.

Respectfully submitted,

Walter V. Potash, *Inspector of Buildings*

REPORT OF THE CHILDREN'S HEALTH PROGRAM

The Children's Health Program, Inc. is pleased to present the following report to the citizens of Monterey for the year July 1997 through June 1998.

Food and Nutrition Services

The Southern Berkshire WIC Program provides checks for the purchase of nutritious foods for income eligible pregnant women, post-partum women, infants and children to age 5 years. WIC staff also provide nutrition education and breast-feeding support. Please call 528-0457 for more information.

*6 women and children from Monterey participated
in the SBWIC program in FY 1998.*

Primary Pediatric Services

The Center for Pediatric and Adolescent Health Care opened in August, 1995, as a licensed pediatric clinic on the fourth floor of Fairview Hospital. A team of health care providers offer complete pediatric health care services there each weekday. The Center uses a sliding fee scale and can bill a number of health insurers. Any person, adult or child, needing information about the new MassHealth insurance

program may call Anne Rosen, Entry to Health Care at 528-5045. Please call 528-8580 for further information.

24 children and young adults from Monterey were seen at the Center in FY 1997.

FIRST STEPS: an infant/toddler development program

FIRST STEPS: an infant/toddler development program FIRST STEPS offers families of young children, birth to three years, a continuum of services to promote optimal development. Children with known disabilities and children who, for unknown reasons, may have delayed development are eligible for screening, assessment, and treatment services from a full team of developmental specialists.

6 children from Monterey were served by FIRST STEPS in FY 1997.

All of the above services are funded, in part, by the Massachusetts Department of Public Health, by Berkshire United Way, and by the generosity of community donors.

Family Support Services Network

The Family Support Network, funded in part by the Massachusetts Department of Education, consists of a network of services designed by young families to assist them in successfully raising their young children. Parent-Child Playgroups, the Parent-to-Parent Volunteer Project, emergency day care services, and Gramma's Attic, are just a few of the resources open at no cost to families.

42 from Monterey participated in these programs in FY 1997.

The Children's Health Program, Inc. has opened a new Family Center at 940 South Main Street, Great Barrington, and a second center in Otis. please call 528-0721 for further information. The Centers are funded, in part, by the Children's Trust Fund of Massachusetts. A new center for immigrant families will open in 1999 at the United Methodist Church in Great Barrington.

We are pleased that we have been providing services to families in Monterey for 23 years and we look forward to continuing to offer these resources to your youngest citizens for many years to come.

Linda H. Small, *Executive Director*

REPORT OF THE CONSERVATION COMMISSION

The Monterey Conservation Commission responsibility is to review project plans for construction, wells, septic system work, pruning, tree cutting, land clearing, river clean-up, any of which include activity in a Resource or within 100 feet of a Resource (any lake, pond, swamp, bank, land subject to flooding or vegetated Wetlands) and within 200 feet of any River.

Many filings concern repairs to or installation of new septic systems. We presume that if approved by the Board of Health these repairs or new systems are improving the quality of our ground water environment. As such we are concerned with preventing the impact of the construction to Resources that we are empowered to protect and monitor.

The Monterey Conservation Commission reviewed 25 filings this year. We had 15 Requests for Determinations of Applicability (RDA) and 10 Notices of Intent

(NOI). The period covered was July 1, 1997 through June 30, 1998. The Lake Garfield drawdown plan was approved as requested by the Fire Chief.

If you wish to discuss your project informally before filing with the Conservation Commission, we would be happy to answer your questions. We meet regularly on the 2nd Monday of each month.

Commission members have been involved in continuing education regarding their duties through programs offered in conjunction with the Massachusetts Association of Conservation Commissioners.

Published information regarding Wetlands and Rivers Acts are available in Town Hall.

Respectfully submitted,

Christopher Blair, *Chair*

Richard Andrus

David Dempsey

Deborah Mielke

Richard Nault

Raymond Tryon

REPORT OF THE COUNCIL ON AGING

According to the records of the Town Clerk, Monterey senior population (60+) is 179.

The primary concern of the Council is to make available information on programs which promote the health and well-being of town seniors. The Council assists the Berkshire Visiting Nurse Association (VNA) in the administration of the monthly blood pressure clinic. Seventy-six people took advantage of the annual flu shot. Seventy-seven seniors participated in senior luncheon programs.

The Monterey COA formula grant from the state was increased to \$2400. Municipal funds granted from the town were \$400. \$2600 was used to support the Southern Berkshire Elderly Transportation Corporation (SBETC) which provides transportation for medical appointments, meal services and various social activities. \$200 was used to support various senior programs (Massachusetts Association of Older Americans).

Respectfully submitted,

Pauline F. Nault, *Chair thru 1/1/99*

Ed Dunlop

Shirley Olds

Cynthia Weber

REPORT OF THE HIGHWAY SUPERINTENDENT

The last few years have been very busy and constructive. In 1997 the Highway Department with Tryon Construction acting through the yearly equipment bid re-constructed River Rd. Gabions were placed along the edge of the river to hold the steep riverbank, and gabions were placed along the slope where the old wood cribbing used to be to contain the uphill slope from falling into the road. New drainage, catch basins and sub-drains were installed in the wet areas. Gravel was added to bring the road up to grade and three layers of oil and stone were placed on the newly graded and rolled gravel surface. Guardrails were added along the road edge toward the river for safety.

The winter of 97-98 was mild as far as cold. It started out with snow storms, but January and February were mild with rain and ice. We had an early wet spring.

In April the town replaced five culverts on Beartown Mt. Rd., one was a 5ft. culvert on Loom Brook. On May 19, the department started re-constructing Blue Hill Rd. Tryon Construction, working through the yearly equipment bid, installed, with the Highway Department, new drainage pipe, sub-drains and catch basins on the dirt section of Blue Hill Rd. The town hopes to have this completed by early August. Chapter money from the State will be used for the job.

The town garage underground fuel tanks were removed and trucked to Chicopee the last week in June. A new above ground vault, double tank or split tank (500 gal for gas and 1500 for diesel) was installed and operational by June 30, 1998.

I would like to thank my crew, Peter Leprevost, Lyman Thomson, and Richard Crittendon and my part-time worker Shaun Oates for their hard, conscientious work, and Gould Farm for their help in town doing the spring clean-up.

Respectfully submitted,
HIGHWAY SUPERINTENDENT
Donald Amstead Jr.

REPORT OF THE PARK COMMISSION

All the programs ran smoothly in 1997-1998.

The Park Commission continued its involvement with the Edith Wilson Scholarship committee by appointing another member to serve.

SwimAmerica once again provided swim lessons for the town at the Lake Garfield Beach. Beach operation was enhanced for the second year with the hiring of the waterfront director. The idea of a sand castle competition was proposed and executed and proved to be quite popular.

On one exciting day, the commission sponsored the Knox Trail Run and a basketball tournament. Both events were successful.

There was a full calendar of events at the ice rink.

Respectfully submitted,
THE PARK COMMISSION
Tom Rosenthal
Nick Burns
Jim Thomas

REPORT OF THE PLANNING BOARD

During the fiscal year 1997-1998 the issue of cell tower siting as it might affect Monterey arose. The Board reviewed problems of law, design, and possible locations of towers. A Public Hearing was held to discuss the enactment by the Town of a Zoning Bylaw Amendment for a Moratorium on the Construction of Telecommunication Facilities. This was passed at a Special Town Meeting. With the guidance of a consultant and a communication engineer, a Telecommunication Bylaw was written and adopted by the Town in Feb. 1998.

Also during the year, work continued on a revision to the Town Sign Bylaw. Problems relating to docks were explored, as was the pairing with an abutting community in the design of a Master Plan. The Board authorized two divisions of land through Form A Approvals, six Building Permits, and a revised Building Permit approval form was adopted.

Respectfully submitted,

Wayne Burkhart
Fred Chapman
Maggie Leonard
Joyce Scheffey
Gerry Shapiro

REPORT OF THE PLUMBING INSPECTOR

During the fiscal year 1998, this office issued 29 permits for plumbing, 65 on-site inspections were performed, and \$1,995.00 was collected and turned into the town in fees.

Respectfully submitted,

Robert Krupski
Plumbing Inspector

REPORT OF THE POLICE DEPARTMENT

Throughout the 1997-98 fiscal year, we saw a slight increase in the number of motor vehicle accidents, responding to 19 of these calls. The number of (false) burglar alarm calls decreased to 16. Property damage incidents required 9 responses. We responded to 7 fire or medical calls to assist the Monterey Fire Co. There were 6 responses for both disturbing the peace, and trees or wires in the road. There were 5 trespass complaints and 5 calls to dispatch sick or injured wildlife. There were 4 responses for each of the following: reported suspicious person, person locked out of their home or car, assistance to motorist, and reported breaking and entering into home or vehicle. There were 3 responses for attempted

suicide, domestic disputes (one involving a violation of a 209A restraining order which required the violator to be arrested), reported larceny of property, and abandoned 911 calls. Other calls the department handle were: aggressive dogs or dog bites, checks on a persons well being, neighbor/tenant disputes, shots fired, threatening calls, disabled motor vehicles, intoxicated boaters/hunters, nuisance bears, live stock in the road and general assistance in solving problems. There were in excess of 530 calls for information.

While on patrol the department issued 233 citations and arrested 2 operators. There were also 7 operators summoned to court. Strict enforcement of speeding and other motor vehicle laws, as well as increased visibility of the police department helps to reduce motor vehicle accidents and keep the roads safe. It also helps to deter the criminal element and helps to maintain the quality of life we all enjoy here in Monterey.

The following is a list of the officers on the Monterey Police Department:

Officer Rita Backhaus
Officer Walter Nourse
Officer Robert Fredsall Jr.
Officer Noah Wright

I would like to thank all the members of our police department for their dedication and hard work especially Officer Rita Backhaus and Officer Walter Nourse who covered for me while I was attending the full-time police academy. I would also like to thank the town's people for their continued support.

Respectfully Submitted,
Gareth J. Backhaus
Chief of Police

REPORT OF THE SANITARY INSPECTOR

I hereby submit my Annual T-own Report for fiscal year 1998.

State Environmental Code Title 5 septic system regulations continue to dominate Board of Health activities. Approximately twenty three (23) sites were witnessed for soil evaluations and percolation tests necessary for the construction of new septic systems or the upgrade of existing septic systems. Title 5 inspection reports required for the transfer of properties were reviewed and appropriate letters were sent to those property owners when septic systems did not pass. On-site inspections were conducted on all septic system installations and repairs, along with certifications now required by the designer and installer.

A new septic system installer certification program was initiated, which provides area contractors with the necessary training to properly install septic systems and keep up to date on the latest Title 5 changes and technologies.

Periodic meetings and hearings were attended by Board of Health members and Board Secretary Georgianna O'Connell.

Routine inspections were also conducted of all food service establishments and camps.

Respectfully submitted,
Peter J. Kolodziej, R.S.
Sanitary Inspector

REPORT OF THE BOARD OF SELECTMEN

This report of the Select Board covers the fiscal-year period from July 1, 1997, to June 30, 1998. Under the able chairmanship of Peter Brown, the Board took on its routine work with a renewed vigor, due in part to the presence of the newly elected Muriel Lazzarini.

The number of permits issued remained close to the number issued in the prior year, specifically, 18 alarm permits, 3 driveway permits, 2 beer and wine permits, 1 retail package-goods permit, 7 tag-sale permits, 4 general business permits and 1 earth-removal permit. In addition, two joint pole hearings were conducted to obtain public comments on the proposed locations of new utility poles. Three new conservation restrictions were approved by the board, thereby preserving more of the precious resource of open space both for us and future generations of Montereyans.

Bids were received and accepted for road paving (Blue Hill Road), for the purchase of salt and sand, and for the rental of heavy equipment with operator. A special bid was received and accepted for an above-ground, dual storage tank for gasoline and diesel. A Highway Department truck and sander were sold through advertised bids, and two excess boiler tubes were also sold through advertised bids.

A federal Small Cities grant application was submitted in conjunction with the towns of Otis and Sandisfield, but unfortunately it was not funded.

The Town approved participation in the Community Septic Management Loan Program, which will involve the disbursement, by low-interest loans, of state funds to homeowners in need of a new septic system. A Special Town Meeting approved a celltower bylaw that delineates a safe and appropriate area in which a potential tower can be placed and determines, in great detail, the characteristics of such a tower and the means of building, maintaining or removing it. A ban on jetski activity was also approved but did not become effective because of objections from the state's Environmental Police.

Gareth Backhaus served his first term as a full-time Police Chief and participated in a lengthy and rigorous training at the state's Police Academy. He and the Town can be very proud of his success at the Academy, and we can now all reap the rewards of his hard work there.

A reduction of the speed limit in the center of Town has been of paramount importance, and will be a constant focus for the foreseeable future. In addition, the Police Chief and the Board began to study various means of improving safety at the intersection of Routes 23 and 57. Toward that end, there was a meeting with Massachusetts Highway Department engineers at their Lenox office. The ongoing improvements to the intersection have already had a noticeably beneficial effect.

A Geographical Information System (GIS) Study Committee was formed to investigate and establish ways to integrate the nationwide computer-satellite-mapping capabilities of GIS into the Town's future efforts for maintaining infrastructure, planning, assessing, etc.

The Board issued a letter of support for the Historical Commission's application to place the Meeting House on the National Register, an essential piece of the now successful grant application to receive state funds for its renovation.

Due to substantial changes in local conditions, as well as a new location for children disembarking from school buses, the Board made the decision to eliminate school crossing guards in the center of Town. We are pleased that this has proved to be a very workable and entirely safe change which, at its inception, had been questioned by some.

The Board also decided to resume celebration of "I Love Monterey Day," much to the delight of the Town's children of all ages.

There were ongoing discussions regarding emergency management and preparedness, especially in light of our second tornado in recent years, which, thankfully, did relatively little damage within our Town. The Board served as facilitator in helping to bring together key members of our own Fire Department and Southern Berkshire Ambulance regarding a disagreement involving communication and procedure. The resolution has increased interpersonal communication, as well as improving much of the technical side of dispatch and the flow of information.

The Board also met twice with the Select Board and Finance Committee of the Town of New Marlborough regarding the complex subject of school assessments within our regional district. Thus began a dispute among the district's five member towns which, to date, remains unsolved.

We note with sadness that the Monterey Grange #291 gave up its charter on August 20, 1997, and that the space in the Grange Hall basement is now available for use by the public.

Finally, we reiterate our congratulations to Judi Kales, who has served most eminently as clerk to the Monterey Select Board for 25 years!

Respectfully submitted,

Fred W. Chapman, *Chair*

MONTEREY BOARD OF SELECTMEN

REPORT OF THE TAX COLLECTOR

| | Balances 7/1/97 | Commitments | Abatements | Collected | Tax Title | Refunds | Balances 6/30/98 |
|--------------------------|--------------------|---------------------|------------------|---------------------|------------------|-----------------|---------------------|
| FY1992 Motor Vehicle | 408.33 | | 378.75 | 29.58 | | | - |
| FY1993 Motor Vehicle | 731.27 | | | 72.91 | | | 658.36 |
| FY1994 Motor Vehicle | 611.25 | | | 100.42 | | | 510.83 |
| FY1995 Real Estate | 65.28 | | | 65.28 | | | - |
| FY1996 Motor Vehicle | 1,167.52 | | | 253.96 | | | 913.56 |
| Real Estate | 11,259.56 | | | 2,277.16 | 8,982.40 | 226.32 | 226.32 |
| Personal Property | 530.38 | | | 0.00 | | | 530.38 |
| Motor Vehicle | 813.65 | 446.87 | | 545.73 | | | 714.79 |
| FY1997 Real Estate | 56,628.03 | | | 29,066.27 | 24,300.51 | | 3,261.25 |
| Personal Property | 1,551.57 | | | 443.77 | | | 1,107.80 |
| Motor Vehicle | 3,425.82 | 18,851.33 | 625.85 | 20,543.69 | | 300.72 | 1,408.33 |
| FY1998 Real Estate | | 1,381,926.61 | 14,232.07 | 1,315,617.90 | 23,150.72 | 5,493.23 | 34,419.15 |
| Personal Property | | 47,486.58 | 444.89 | 45,376.92 | | 49.42 | 1,714.19 |
| Motor Vehicle | | 68,979.29 | 2,490.01 | 63,383.03 | | 713.34 | 3,819.59 |
| Farm Animal | | 631.34 | 76.74 | 508.10 | | | 46.50 |
| <u>Forest Products</u> | | <u>1,363.84</u> | | <u>1,363.84</u> | | | - |
| Costs | 77,192.66 | 1,519,685.86 | 18,248.31 | 1,479,648.56 | 56,433.63 | 6,783.03 | 49,331.15 |
| Abated MV Collected | | | | 60.00 | | | |
| Motor Vehicle Surcharges | | | | 94.80 | | | |
| Charges & Fees | | | | 560.00 | | 5.00 | |
| Interest | | | | 3,728.00 | | 92.60 | |
| | | | | <u>8,136.19</u> | | <u>92.60</u> | |
| | | | | 1,492,227.55 | | 6,880.63 | |

REPORT OF THE TOWN ACCOUNTANT

GENERAL FUND 30 June 1998

| | | |
|---|--------------------------|---------------------------|
| Cash & Investments | \$399,983.77 | |
| Personal Property 1996 | 530.38 | |
| Personal Property 1997 | 1,107.80 | |
| Personal Property 1998 | 1,714.19 | |
| Real Estate 1995 | | 0.00 |
| Real Estate 1996 | 226.82 | |
| Real Estate 1997 | 3,261.25 | |
| Real Estate 1998 | 34,419.15 | |
| Allow for Abatement 1995 | | 0.00 |
| Allow for Abatement 1996 | | -837.59 |
| Allow for Abatement 1997 | | -14,944.00 |
| Allow for Abatement 1998 | | -20,233.14 |
| Tax Liens Receivable | 65,178.60 | |
| Motor Vehicle Excise 1992 | | 0.00 |
| Motor Vehicle Excise 1993 | 658.36 | |
| Motor Vehicle Excise 1994 | 510.83 | |
| Motor Vehicle Excise 1995 | 913.56 | |
| Motor Vehicle Excise 1996 | 714.79 | |
| Motor Vehicle Excise 1997 | 1,408.33 | |
| Motor Vehicle Excise 1998 | 3,819.59 | |
| Farm Animal Excise | 46.50 | |
| Forest Products Tax | | 0.00 |
| Tax Coll. Returned Checks | 35.83 | |
| Warrants Payable | | -50,531.29 |
| FICA W/H | | -537.05 |
| Employee Insurance W/H | 567.17 | |
| Due to City - Dog Tax | | -35.25 |
| Deferred Revenue - Property Taxes | | -5,244.86 |
| Deferred Revenue - Tax Liens | | -65,178.60 |
| Deferred Revenue - Motor Vehicle Excise | | -8,025.46 |
| Deferred Revenue - Farm Animal Excise | | -46.50 |
| Deferred Revenue - Forest Products | | 0.00 |
| Tax Antic. - Notes Payable | | 0.00 |
| Fund Reserve for Encumbrance | | -54,300.70 |
| Fund Reserve for Expenditures | | -89,000.00 |
| Fund Reserve for Appropriation | | 0.00 |
| Undesignated Fund Balance | | -220,935.61 |
| Unres. Fund Bal, Tornado | | -671.90 |
| Unres. Fund Bal, Tornado '97 | 13,185.03 | |
| Prior Year Underestimates | 2,240.00 | |
| Estimated Revenue | | 0.00 |
| Estimated Other Finance Sources | | 0.00 |
| Appropriations | | 0.00 |
| Estimated Other Finance Uses | | 0.00 |
| Budgetary Fund Balance | | 0.00 |
| Revenue | | 0.00 |
| Expenditure | | 0.00 |
| TOTAL | <u>530,521.95</u> | <u>-530,521.95</u> |

SPECIAL REVENUE

30 June 1998

| | | |
|---------------------------------|------------------|-------------------|
| Special Revenue Cash | | -24,041.17 |
| Warrants Outstanding | | -4,192.37 |
| Arts Lottery Fund Bal. | | -7,482.99 |
| Veterans Mem. Fund Bal. | | -737.26 |
| Historical Doc. Fund Bal. | | -612.35 |
| State Aid Lib. Fund Bal. | | -6,020.20 |
| Legal Fund Bal. | | -94.73 |
| Sale of Cemetery Lots Fund Bal. | | -3,126.68 |
| Com. Ma Elderly Fund Bal. | | -600.00 |
| Cty. Dog Refund Fund Bal. | | -154.33 |
| Hunting Reg Fund Bal. | | -424.46 |
| Wetland Fund Bal. | | -4,801.00 |
| Berk Cty. Rabies Innoc. | | -508.80 |
| Playground Fund Bal. | | -300.00 |
| Chapter 113 Fund Bal. | 90,526.54 | - |
| Chapter 85B Fund Bal. | | 0.00 |
| Library Insurance Damage | | -2,632.88 |
| Wilson Prop. Maint. | | -32,993.93 |
| Septic System Repair Prog. | | -378.18 |
| Revolving 150th Celebrate | | 0.00 |
| Composting Bin Donations | | -532.26 |
| 150th Donations | | 0.00 |
| Underground Storage Tank | 6,726.66 | |
| Comm. Title V Grant | | <u>-6,781.70</u> |
| TOTAL | 97,253.20 | -97,253.20 |

BALANCE SHEET – TRUST FUNDS

30 June 1998

| | | |
|----------------------------|-------------------|--------------------|
| Cash -Trust Funds | 138,782.62 | |
| Warrant Outstanding | | 0.00 |
| Stabilization Fund Bal. | | -75,786.94 |
| Abercrombie Fund Bal. | | -11,953.05 |
| Library Memorial Fund Bal. | | -1,624.04 |
| Conservation Fund Bal. | | -10,473.11 |
| Perpetual Care Fund. Bal. | | -37,481.33 |
| House Rental Escrow | | <u>-1,464.15</u> |
| TOTAL | 138,782.62 | -138,782.62 |

BALANCE SHEET – AGENCY FUNDS

30 June 1998

| | | |
|-----------------------------|-----------------|------------------|
| Agency Cash | 2,911.00 | |
| Warrants Payable | | -2,705.00 |
| Tax Coll. Demands Fund Bal. | | -38.00 |
| Police O/S Detail Fund Bal. | | <u>-168.00</u> |
| TOTAL | 2,911.00 | -2,911.00 |

BALANCE SHEET – BOND LOANS

30 June 1998

| | | |
|------------------------------|------------------|-------------------|
| Bonds Authorized | | 0.00 |
| Bonds Authorized & Unissued | | 0.00 |
| Amt. to be Provided by Bonds | 84,000.00 | |
| Notes Cemetery | | -25,200.00 |
| Notes- Fire Truck | | <u>-58,800.00</u> |
| TOTAL | 84,000.00 | -84,000.00 |

TOWN OF MONTEREY EXPENDITURES

30 June 1998

| Appropriations | FY '98 Budget | Budget Revisions | Expended YTD | Balance June 98 |
|---------------------------------|-------------------|---------------------|-------------------|--------------------|
| GENERAL GOVERNMENT | | | | |
| Moderator | 100.00 | | 100.00 | - |
| Selectmen | 7,758.00 | | 7,758.00 | - |
| Selectmen Secretary | 7,550.00 | | 7,550.00 | - |
| Selectmen's Expenses | 2,500.00 | | 2,196.32 | 303.68 |
| Temporary Employee | 1,500.00 | 409.61 | 1,909.61 | - |
| Finance Committee Expense | 500.00 | 32.50 | 532.50 | - |
| Reserve Fund | 20,000.00 | (14,858.81) | | 5,141.19 |
| Town Accountant | 9,205.00 | | 9,205.00 | - |
| Accountant's Expenses | 500.00 | | 417.00 | 83.00 |
| Assessors | 4,000.00 | | 3,000.00 | 1,000.00 |
| Assistant Assessor | 13,928.00 | | 13,928.00 | - |
| Assessor's Clerk | 3,070.00 | | 2,430.48 | 639.52 |
| Assessor's Expense | 4,500.00 | | 2,900.84 | 1,599.16 |
| Assessor's Computer & Software | 2,000.00 | | 1,500.00 | 500.00 |
| Treasurer | 8,153.00 | | 8,153.00 | - |
| Treasurer's Expense | 1,840.00 | | 1,737.19 | 102.81 |
| Tax Collector | 9,142.00 | | 9,142.00 | - |
| Tax Collector's Expenses | 4,700.00 | | 4,208.79 | 491.21 |
| Tax Collector's Computer | 2,350.00 | | 2,350.00 | - |
| Bank Charges | 600.00 | | 456.46 | 143.54 |
| Town Counsel | 1,000.00 | | 1,000.00 | - |
| Printing & Stationary | 6,000.00 | 136.62 | 6,136.62 | - |
| Town Office Secretary | 24,440.00 | 94.00 | 24,534.00 | - |
| Town Clerk | 10,024.00 | | 10,023.96 | .04 |
| Town Clerk Expense | 2,300.00 | | 2,005.72 | 294.28 |
| Election Expenses | 1,200.00 | | 894.13 | 305.87 |
| Registration | 350.00 | | 218.50 | 131.50 |
| Board of Registrar's Clerk | 5,380.00 | | 5,379.96 | .04 |
| Registrars' Expenses | 400.00 | | 260.50 | 139.50 |
| Conservation Commission | 500.00 | | 465.84 | 34.16 |
| Conservation Commission Wetland | 1,000.00 | | 113.13 | 886.87 |
| Conservation Commission C/F | 930.56 | | 814.18 | 116.38 |
| Planning Board | 1,300.00 | | 1,261.62 | 38.38 |
| Planning Board Exp. Encumb. | - | | - | - |
| Board of Appeals | 1,000.00 | | - | 1,000.00 |
| Meeting Hall | 620.00 | | 557.50 | 62.50 |
| Town Report | 2,000.00 | | - | 2,000.00 |
| Town Offices | 15,000.00 | | 11,753.22 | 3,246.78 |
| Town Offices Encumbrance | 400.00 | | 338.93 | 61.07 |
| Computer & Software | 5,000.00 | | 5,000.00 | - |
| Computer & Software C/F | 823.00 | | 823.00 | - |
| Accounting Software | <u>1,500.00</u> | | <u>1,450.00</u> | <u>50.00</u> |
| TOTAL GENERAL GOV'T | 182,910.00 | | 152,506.00 | 18,371.48 |

| Appropriations | FY '98 Budget | Budget Revisions | Expended YTD | Balance June 98 |
|---------------------------------------|------------------|---------------------|-----------------|--------------------|
| PROTECT PERSONS & PROPERTY | | | | |
| Constable | 125.00 | | 125.00 | - |
| Police Chief Wages | 33,820.00 | | 33,819.76 | .24 |
| Police Expenses | 13,740.00 | | 12,813.41 | 926.59 |
| Police Rental Facilities* | 2,700.00 | 128.50 | 2,828.50* | - |
| Fire Dept. Expense | 26,250.00 | | 26,200.05 | 49.95 |
| B.C. Sheriff Communication | 2,895.00 | | 2,894.85 | .15 |
| Building Inspector | 6,000.00 | | 6,000.00 | - |
| Plumbing Inspector | 1,750.00 | | 1,595.00 | 155.00 |
| Fire & Gas Inspector | 1,750.00 | | 1,750.00 | - |
| Wire Inspector | 1,750.00 | | 1,750.00 | - |
| Animal Inspector | 100.00 | | 100.00 | - |
| Civil Defense | 500.00 | | 8.11 | 491.89 |
| Civil Defense C/F | 500.00 | | 500.00 | - |
| Animal Control/Dog Officer | 1,800.00 | | 1,800.00 | - |
| Wildlife Control Expense | 1,000.00 | | 700.00 | 300.00 |
| Tree Warden | 4,150.00 | | 2,842.00 | 1,308.00 |
| EDUCATION | | | | |
| School Committee | 600.00 | | 600.00 | - |
| School Capital* | 182,070.00 | (715.00) | 181,355.00* | - |
| School Operating* | 586,158.00 | (10,067.00) | 576,091.00* | - |
| PUBLIC WORKS AND FACILITIES | | | | |
| Highway Maintenance* | 128,450.00 | 7,392.23 | 135,842.23* | - |
| Snow & Sand | 96,000.00 | | 95,425.66 | 574.34 |
| Public Lighting* | 2,200.00 | 5.98 | 2,205.98* | - |
| Machinery & Tools* | 20,000.00 | 2,783.40 | 22,783.40* | - |
| Town Garage | 18,000.00 | | 14,174.72 | 3,825.28 |
| Highway Capital | 50,000.00 | | 50,000.00 | - |
| SBWD | 2,697.00 | - | 2,697.00 | - |
| Disposal Area | 64,500.00 | | 56,042.13 | 8,457.87 |
| Disposal Area Encumbrance | 3,865.87 | | 3,865.87 | - |
| Rubbish Collection | 1,500.00 | | 1,300.00 | 200.00 |
| Cemetery Maintenance | 5,000.00 | | 5,000.00 | - |
| Soldier's Graves | 550.00 | - | 550.00 | - |
| HUMAN SERVICES | | | | |
| Board of Health | 1,288.00 | | 1,288.00 | - |
| Board of Health Expenses* | 1,500.00 | 670.46 | 2,170.46* | - |
| Sanitary Inspector | 8,000.00 | | 8,000.00 | - |
| Visiting Nurse | 1,500.00 | | 1,125.00 | 375.00 |
| Berkshire Mental Health | 835.00 | | 835.00 | - |
| Children's Health Program | 1,000.00 | | 1,000.00 | - |
| Hospice | 750.00 | | 750.00 | - |
| SBYA | 250.00 | | 250.00 | - |
| Southern berkshire Literacy Network | 300.00 | | 300.00 | - |
| Council on Aging | 400.00 | | 400.00 | - |
| Veterans' Benefits* | 1,767.00 | | | 1,767.00 |
| Construct | 250.00 | | 250.00 | - |

| Appropriations | FY '98 Budget | Budget Revisions | Expended YTD | Balance June 98 |
|------------------------------------|--------------------------|-----------------------------|-------------------------|----------------------------|
| CULTURE & RECREATION | | | | |
| Library | 26,750.00 | | 23,733.42 | 3,016.58 |
| Library from Dog Fund | 197.22 | | - | 197.22 |
| Library Maintenance | 2,500.00 | | 2,155.62 | 344.38 |
| Park Commission* | 19,000.00 | 140.39 | 19,140.39* | - |
| Memorial Day* | 750.00 | 210.48 | 960.48* | - |
| DEBT SERVICE | | | | |
| Debt Service | 9,000.00 | | 4,079.45 | 4,920.55 |
| INTERGOVERNMENTAL EXPENSES | | | | |
| State Assessment | 4,902.00 | | 7,142.00 | (2,240.00) |
| County Assessment | 20,135.00 | | 20,135.00 | - |
| Berkshire Co. Regional Planning | 387.29 | | 387.29 | - |
| Veteran's District | 1,766.32 | | 1,766.32 | - |
| MISCELLANEOUS | | | | |
| Berkshire County Retirement | 18,808.00 | | 18,808.00 | - |
| State Board of Retirement | 200.00 | | 146.85 | 53.15 |
| Employment Security* | 400.00 | 594.00 | 994.00* | - |
| Health & Life Insurance* | 33,200.00 | 2,260.64 | 35,460.64* | - |
| FICA | 10,000.00 | | 9,757.04 | 242.96 |
| Bonds & Insurance | 41,000.00 | | 36,098.00 | 4,902.00 |
| Dry Hydrants C/F | 2,500.00 | | - | 2,500.00 |
| Dry Hydrants | 2,500.00 | | - | 2,500.00 |
| 150th Anniversary C/F | 38,416.29 | | 13,952.21 | 24,464.08 |
| Audit FY 1997 | 7,000.00 | | 109.20 | 6,890.80 |
| Sewer Management Plan C | 1,000.00 | | - | 1,000.00 |
| Improve Town Offices C/F | 30,573.69 | | 20,760.36 | 9,813.33 |
| Cemetery Prin./Loan | 9,996.00 | | 9,996.00 | - |
| Fire Truck | 24,187.00 | | 24,186.40 | .60 |
| Assessor's Exp Reval. C/F | 1,553.25 | | - | 1,553.25 |
| Town garage Doors Replacement | 4,000.00 | | 3,973.00 | 27.00 |
| Lifepak 300 Defib. | 7,000.00 | | 7,000.00 | - |
| Zoning and Town Bylaws | 1,000.00 | | 590.00 | 410.00 |
| Library Workroom Addition | 15,000.00 | | 15,000.00 | - |
| Digitized Database & Maps | 3,000.00 | | 3,000.00 | - |
| Police Cruiser | 19,240.00 | | 19,230.36 | 9.64 |
| Fencing and reconstruct RE | 10,000.00 | | 1,675.22 | 8,324.78 |
| Berming Machine* | | 5,805.00 | 5,805.00* | - |
| Remove Fuel Tanks* | | 17,110.00 | 17,110.00* | - |
| Reg. Collection of Hazardous Waste | 2,000.00 | | - | 2,000.00 |
| Reg. Coll. Hazardous Waste C/F | 2,532.00 | | 555.00 | 1,977.00 |
| Stabilization Fund App. | 10,000.00 | | 10,000.00 | - |
| total | 1,734,723.83 | | 1,742,994.38 | 112,957.11 |

C/F = Carried Forward

*** denotes a budget revision - Total =12,133.00**

TOWN OF MONTEREY REVENUES

30 June 1998

| | FY '98 Estimate | FY '98 Actual | Balance June 98(9?) |
|---------------------------------|---------------------|---------------------|------------------------|
| TAXES & EXCISES | | | |
| Personal and Property Taxes | 47,486.59 | 45,771.27 | 1,715.32 |
| Real Estate Taxes | 1,381,943.18 | 1,341,307.06 | 40,636.12 |
| MV Excise | 75,000.00 | 83,915.26 | (8,915.26) |
| Abated MV Collected | - | 94.80 | (94.80) |
| Surcharge MV | - | 560.00 | (560.00) |
| Other Excise | 800.00 | - | 800.00 |
| Farm Animal Excise | - | 508.10 | (508.10) |
| Forest Products Tax | - | 1,363.84 | (1,363.84) |
| Pen. & Interest on Taxes | 10,000.00 | 8,103.59 | 1,896.41 |
| Pmt. in Lieu of Taxes | <u>5,000.00</u> | <u>6,866.00</u> | <u>(1,866.00)</u> |
| total taxes & Excise | 1,520,229.77 | 1,488,489.92 | 31,739.85 |
| CHARGES FOR SERVICES | | | |
| Disposal Stickers | <u>20,000.00</u> | <u>25,300.00</u> | <u>(5,300.00)</u> |
| total Charges for svces. | 20,000.00 | 25,300.00 | (5,300.00) |
| DEPARTMENTAL REVENUE | | | |
| Selectmen; Licenses and Permits | 9,350.00 | 7,907.00 | 1,443.00 |
| Board of Health Permits | 5,000.00 | 10,040.00 | (5,040.00) |
| Planning Board Fees | 100.00 | 175.00 | (75.00) |
| Board of Appeals Fees | 550.00 | - | 550.00 |
| Assessors Receipts | - | 381.00 | (381.00) |
| Town Clerk Fees | - | 25.00 | (25.00) |
| Fire & Gas Inspector | 2,000.00 | 1,030.00 | 970.00 |
| Police Fees | 100.00 | 836.80 | (736.80) |
| Park Commission | - | 263.92 | (263.92) |
| Library | 500.00 | 362.10 | 137.90 |
| Photo Copiers | 400.00 | 524.50 | (124.50) |
| Reimb. Dog Officer | 100.00 | - | 100.00 |
| Refunds | 900.00 | - | 900.00 |
| House Rental | 8,400.00 | 8,566.95 | (166.95) |
| Recycling Receipts | - | 1,604.45 | (1,604.45) |
| Sale of Equipment | - | 5,550.00 | (5,550.00) |
| Dist. Court Fines | <u>16,300.00</u> | <u>14,185.00</u> | <u>2,115.00</u> |
| total depart. revenue | 43,700.00 | 51,451.72 | (7,751.72) |
| STATE REVENUE | | | |
| Exempt Blind Vet. Surv. | 88.00 | 88.00 | - |
| Abatements to Elderly | 1,003.00 | 1,004.00 | (1.00) |
| Additional Assistance | 15,777.00 | 15,777.00 | - |
| Lottery | 28,865.00 | 30,447.00 | (1,582.00) |
| Highway | 32,752.00 | 32,752.00 | - |
| Veterans' Benefits | 4,949.00 | 3,716.25 | 1,232.75 |
| Other State Owned land | <u>28,013.00</u> | <u>28,013.00</u> | <u>-</u> |
| total state revenue | 111,447.00 | 111,797.25 | (350.25) |
| MISCELLANEOUS | | | |
| Earning on Investments | 10,000.00 | 9,646.41 | 353.59 |
| 150th Anniversary | - | <u>12,062.25</u> | <u>(12,062.25)</u> |
| total MISCELLANEOUS | 10,000.00 | 21,708.66 | (11,708.66) |
| OTHER FINANCING SOURCES | | | |
| Tsf. From Special Revenue | <u>1,197.22</u> | <u>1,197.22</u> | <u>-</u> |
| total taxes & Excise | 1,197.22 | 1,197.22 | - |
| GRAND TOTAL | 1,706,573.99 | 1,699,944.77 | 6,629.22 |

REPORT OF THE TOWN CLERK

I, Barbara B. Swann, do hereby certify that on May 3, 1997 at the Annual Town Meeting of the Town of Monterey, 132 of 549 qualified voters, warned in accordance with Commonwealth law and Town bylaw, met in the Firehouse of the Monterey Fire Company, Ltd., in said Town and then and there took the following actions with regard to the Warrant for the meeting:

The meeting was brought to order by the Moderator at 9:30a.m., and reading of the warrant by the Town Clerk was waived at 9:32a.m. After a moment of silence by the Town Meeting in memory of recently deceased officers of the Town of Monterey, Darren Fitzpatrick, Harry Vickerman, Matt Williams and Sheldon Fenn, the polls were opened at 9:34 a.m.

Article 1 172 voters brought in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town as follows (* indicates the winner of a contested office):

| | | |
|--|-------------------------------------|-----|
| Board of Appeals for five years | Peter Murkett | 145 |
| Board of Assessors for three years..... | Gary Shaw..... | 142 |
| Cemetery Committee for three years | Linda E. Thorpe | 157 |
| Finance Committee for three years | Daniel Moriarty..... | 126 |
| Library Trustee for three years | Donna Trumbull..... | 120 |
| Library Trustee for three years..... | John M. Higgins..... | 131 |
| Moderator for one year..... | Mark J.J.Makuc..... | 156 |
| Parks Commission for three years | R. Thomas Howard W. Burns, Jr. | 140 |
| Planning Board for five years | Fred W. Chapman* | 96 |
| | David A. Dempsey..... | 68 |
| Select Board for three years | Muriel L. Lazzarini | 148 |
| So.Berk.Reg.Sch.Dist for two years | Jed P. Lipsky..... | 151 |
| Town Clerk for three years | Barbara B. Swann | 148 |
| Tree Warden for one year | Roger C. Tryon | 138 |

The polls remained open until 6:30. No irregularities were reported.

Article 2. The Town voted to accept the report of all Officers, Agents and Committees of the Town:

Unanimously

Article 3 The Town raised and appropriated money, including appropriation and transfers from available funds, to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, provided for a Reserve Fund for the ensuing year as follows:

100 GENERAL GOVERNMENT

| | |
|------------------|-------|
| 114 Moderator | 100 |
| 122 Select Board | 7,758 |

| | |
|---------------------------------|----------------------------|
| Select Board Secretary | 7,550 |
| Select Board expenses | 2,500 |
| 124 Temporary Employees | 1,500 |
| 131 Finance Committee | 500 |
| 132 Reserve Fund | 0 |
| 135 Town Accountant | (voted from 10, 624) 9,205 |
| Accountants Expenses | 500 |
| 141 Assessors | 4,000 |
| Assistant Assessor | 13,928 |
| Assessor's Clerk | 3,070 |
| Assessor's Expenses | 4,500 |
| Assessor's Computer | 2,000 |
| 145 Town Treasurer | 8,153 |
| Treasurer's Expenses | 1,840 |
| 146 Tax Collector | 9,142 |
| Tax Collector Expenses | 4,700 |
| Tax Collector Computer | 2,350 |
| 148 Bank Charges | 600 |
| 151 Town Counsel | 1,000 |
| 158 Printing and Stationery | 6,000 |
| 159 Town Office Secretary | 24,400 |
| 160 Town Clerk | 10,024 |
| Town Clerk Expenses | 2,300 |
| 162 Election Expenses | 1,200 |
| 163 Registration | 350 |
| Board of Registrar's Clerk | 5,380 |
| Registrar's Expenses | 400 |
| 171 Conservation Commission | 500 |
| 175 Planning Board | 1,300 |
| 176 Board of Appeals | 1,000 |
| 192 Meeting Hall | 620 |
| 195 Town Report | 2,000 |
| 196 Town Offices | 15,000 |
| 197 Computer Software Support | 5,000 |
| 198 Accounting Software Support | <u>1,500</u> |
| TOTAL General Government | 161,910 |

200 PUBLIC SAFETY

| | |
|-------------------------------------|--------|
| 209 Constable | 125 |
| 210 Police Chief | 33,820 |
| Police Protection | 13,740 |
| Police Facilities | 2,700 |
| 220 Fire Protection | 26,250 |
| 221 Berk. Co. Communications Center | 2,895 |
| 240 Building Inspector | 6,000 |
| 243 Plumbing Inspector | 1,750 |

| | |
|------------------------------|---------------|
| 244 Fire & Gas Inspector | 1,750 |
| 245 Wiring Inspector | 1,750 |
| 247 Animal Inspector | 100 |
| 291 Civil Defense | 500 |
| 292 Animal Control Officer | 1,800 |
| 293 Wildlife Control Expense | 1,000 |
| 296 Tree Warden | <u>4,150</u> |
| TOTAL Public Safety | 98,330 |

300 EDUCATION

| | |
|------------------------|----------------|
| 301 School Committee | 600 |
| 310 Schools: Capital | 182,070 |
| Schools: Operating | <u>586,158</u> |
| TOTAL Education | 768,828 |

400 PUBLIC WORKS AND FACILITIES

| | |
|--|----------------|
| 422 Highway Maintenance | 128,450 |
| 423 Snow and Sand | 96,000 |
| 424 Public Lightening | 2,200 |
| 426 Highway Capital | 50,000 |
| 427 Machinery and Tools | 20,000 |
| 428 Town Garage | 18,000 |
| 431 S.Berk Waste District | 2,697 |
| 433 Transfer Station | 64,500 |
| 431 Rubbish Collection | 1,500 |
| 491 Cemetery Maintenance | 5,000 |
| 495 Soldier's Graves | <u>550</u> |
| TOTAL Public Works & Facilities | 388,897 |

500 HUMAN SERVICES

| | |
|-------------------------------|---------------|
| 510 Board of Health | 1,288 |
| Board of Health Expenses | 1,500 |
| 511 Sanitary Inspector | 8,000 |
| 522 Visiting Nurse | 1,500 |
| 523 Berkshire Mental Health | 835 |
| 529 Children's Health Program | 1,000 |
| 530 Hospice | 750 |
| 531 SBYA | 250 |
| 541 Council on Aging | 400 |
| 543 Veteran's Benefits | 1,767 |
| 549 Construct | <u>250</u> |
| TOTAL Human Services | 17,540 |

600 CULTURE AND RECREATION

| | |
|----------------------|--------|
| 610 Library, General | 26,750 |
| Library, Maintenance | 2,500 |
| 630 Park Commission | 19,000 |

| | |
|---------------------------------------|---------------|
| 692 Memorial Day | <u>750</u> |
| TOTAL Culture & Recreation | 49,000 |

700 DEBT SERVICE

| | |
|---------------------------|--------------|
| 710 Debt Service | <u>9,000</u> |
| TOTAL Debt Service | 9,000 |

900 MISCELLANEOUS

| | |
|---------------------------------|----------------|
| 911 Berkshire County Retirement | 18,808 |
| 913 Employment Security | 400 |
| 914 Health Insurance | 33,200 |
| 915 FICA | 10,000 |
| 916 State Board of Retirement | 200 |
| 919 Vacation, Sick Pay, Holiday | 0 |
| 945 Bonds and Insurance | <u>41,000</u> |
| TOTAL Miscellaneous | 103,608 |

| | |
|-------------------------------|--------------------|
| Total OPERATING BUDGET | \$1,597,113 |
|-------------------------------|--------------------|

SPECIAL ARTICLES

| | |
|------------------------------------|---------------|
| Article 5 | 9,996 |
| Article 6 | 24,187 |
| Article 7 | 6,700 |
| Article 12 | 2,500 |
| Article 13 | 4,000 |
| Article 14 | 7,000 |
| Article 18 | 2,000 |
| Article 20 | 19,240 |
| Article 21 | 10,000 |
| Article 22 | 300 |
| Article 25 | 10,000 |
| Total Raise and Appropriate | 95,923 |

| | |
|--|------------------|
| Article 7 Transfer from Overlay Surplus | 13,000 |
| Article 8 Transfer from Dog Fund | 197.22 |
| Article 9 Transfer from Wetlands Fund | 1,000 |
| Article 24 Transfer from Available Funds | 50,000 |
| Total Transfers from Funds | 64,497.22 |

| | |
|-------------------------------|---------------------|
| TOTAL SPECIAL ARTICLES | \$160,420.22 |
|-------------------------------|---------------------|

| | |
|---------------------|-----------------------|
| Total BUDGET | \$1,757,533.22 |
|---------------------|-----------------------|

Discussion centered on the following items:

131 Finance Committee: This item reflects the salary of a Secretary to the Finance Committee as well as regular expenses of that Board.

135 Town Accountant: This budget item was lowered since it represented a figure to be reached in a subsequent year.

141 Assistant Assessor: This budget item was raised to reflect the greater number of hours required for the duties of the Assistant Assessor.

210 Police Chief: This budget item was questioned thoroughly since it reflects a change from part-time to full-time Police Chief. Jack Ryder spoke against the change, believing the costs will go to \$50,000 or 60,000 if fringe benefits are included. Roger Tryon spoke against a full-time bureaucracy and in favor of allowing additional officers, believing this move closed the door to training for many young people.

Georgiana O'Connell noted that we train young people and uniform them and as they become proficient, they move to more lucrative jobs in other towns. She believed the Town was advantaged with a full-time Chief and that it would be easier to acquire grants. Paul Bynack asked if the cost included Academy training, and was told the cost comes off state funds on a Cherry Sheet. Peter Brown noted that training is part of the budget and we would be paying his time for Academy advanced training anyway.

The Moderator noted that the only way for discussion, rather than calling for a secret ballot on whether or not to move to a full-time Chief, would be to move a question on lowering the budget item. Peter Brown spoke to whether Gareth Backhaus would be the full-time Chief in the affirmative. He noted that the Chief knows local locations and families whereas the State Police are not from this area, that if a teen is speeding, a local Police Chief can warn the parents and keep watch. The Selectmen requested the input of two invited participants, Chief James M. McGarry of Sheffield and Captain Walter Boyer of Pittsfield.

Gareth Backhaus noted that speeding on side roads is now a problem and that this was a cost-effective way of doing the job needed. With a full-time officer, we have a more rapid response than from the Lee Barracks of the State Police. We need the same person coming back to a task day after day, to solve crimes and prevent trouble. That full-time residents get together with part-time residents is critical to community policing but it must be started and led to prevent crimes from happening. Education for safe bicycling, home safety and home security is vital and not just for the elderly. For the elderly, routine safety maintenance is important. He noted that local police priorities should be set by the local townspeople and that there are priorities which can and should be addressed.

Complaints about the hourly rate for police detail work and closing this avenue of employment from other people were answered by the comment that the State Police would be even more expensive for companies than local police. Complaints about the wife of the Chief being a policewoman were met by the Selectmen noting they had followed up with the State Ethics Commission and that Commission had not expressed interest.

The Highway Superintendent noted Chief Backhaus was always there for his department, and that he fully supported a full-time Chief. Rick Mielke stated that in twenty years caretaking he had only two breakins and that the part-time Police were very good, that twenty-four hour patrolling was not possible, and that he would like to see this question go to a committee rather than be settled during

Town Meeting. The Moderator noted that the only allowable motion would be to adjust the salary figures. Leroy Thorpe called for a reduction to \$6,876 from \$33,820 and the motion was seconded. Dean Amidon called for that vote to be by secret ballot and the motion was seconded.

At the request of Georgiana O'Connell, Chief McGarry of Sheffield spoke. He noted the issue is one of policy, that if you have police you should have community involvement and direction. The goal of the Chiefs of Southern Berkshire is to displace elements out of our community. Policing would take 40% of a full-time post, and 60% would be in community service — more mundane than Fire and Medical, more routine. He noted that day to day investigation is needed as illegal activities involving drugs and groups of thieves move from the cities to the rural areas as Monterey. In addition, domestic abuse is a problem. Local Chiefs know names and addresses and histories of local families, public safety is primary, and that community policing needs to be led with full-time attention, as a long term project and not a short term one.

The question was moved, secret yes/no ballots were distributed and voted. Of a total of 98 votes, the motion to lower the salary from full time was defeated by a vote of 42 yes, 56 no.

Remaining holds on items 210 and 212 did not provoke discussion.

310 Education: This budget item was allowed to stand as presented, although there may be some adjustment below this figure.

424 Public Lighting was mistakenly misnumbered on the Warrant. It was corrected.

With no further discussion, a vote on the total budget, as amended, was taken and the budget was passed:

Majority yes vote

Article 4 The Town voted to authorize the Select Board to set the compensation of individual employees of the Town Highway Department within the following ranges, beginning July 1, 1997:

| | |
|--------------------------------------|-----------------------------|
| Highway Superintendent: | \$31,559 to \$41,168 a year |
| Special Skilled Part-Time Employees: | \$12.46 to \$16.26 per hour |
| Highway Employee Level III: | \$11.41 to \$16.26 per hour |
| Highway Employee Level II: | \$9.55 to \$12.46 per hour |
| Highway Employee Level I: | \$7.50 to \$10.00 per hour |

Unanimously

Article 5 The Town voted to raise and appropriate the sum of \$9,996 for the principal and interest on the loan for the cemetery land purchase.

Unanimously

Article 6 The Town voted to raise and appropriate the sum of \$24,187 for the principal and interest on the loan for the new fire truck.

Unanimously

Article 7 The Town voted an amended article, as follows: to raise and appropriate \$6,700, and to transfer from Overlay Surplus to the Reserve Fund the

sum of \$13,300 (rather than transferring from Overlay surplus to the Reserve Fund the sum of \$20,000).

Unanimously

Article 8 The Town voted to transfer from the Berkshire County Dog Tax Account to the Library Appropriation Account the sum of \$197.22, in accordance with the provisions of Massachusetts General Laws Chapter 140, Section 172.

Unanimously

Article 9 The Town voted to transfer from the Wetlands Protection Fund to the Conservation Commission Account the sum of \$1,000.

Unanimously

Article 10 The Town voted to authorize the Select Board to sell the 1989 one-ton GMC truck and/or sander by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Select Board.

Unanimously

Article 11 The Town voted to authorize the Select Board to sell the 1964 Mack fire engine pumper by invitation to submit sealed bids, acceptance of the highest bid to be subject to approval by the Select Board.

Unanimously

Article 12 The Town voted to raise and appropriate the sum of \$2,500 for the purchase and installation of dry fire hydrants by the Monterey Fire Company, after an explanation that these are pipes put into the water permanently so that water is easily accessible to the fire-engines even when there is heavy ice and it is expected that three hydrants will be able to be installed with this money.

Unanimously

Article 13 The Town voted to raise and appropriate the sum of 4,000 for the purchase of replacement doors for the Town Garage

Unanimously

Article 14 The Town voted to raise and appropriate the sum of \$7,000 for a Town Audit for Fiscal Year 1997.

Unanimously

Article 15 The Town voted to authorize the Board of Assessors to grant abatements filed in a timely manner for Fiscal Year 1996 tax bills for tornado damage, or take any other action relative thereto. Leona Chamberlain spoke of the need for abatements because of the very large number of trees downed, and the expense of cleaning them up as well as the loss they represented to the surroundings.

Unanimously

Article 16 The Town did not vote to recommend that the Monterey Historical Commission petition the Massachusetts Historical Commission to forward a recommendation to the U. S. Department of the Interior for the creation of a

commemorative historic district in the following area of Town: on Main Road, from the Bynack residence and the Monterey Firehouse to the Makuc residence and the McLaughlin-Wilson property, and extensions as far as the Brookmead Farm on New Marlborough Road and the Hebert residence on Tyringham Road. While many thought that recognition of this small district of Town was warranted in this 150th year, and an explanation was given of the difference between a State Local Historic District (a restrictive district) and a Federal Historic District (with no restrictions) some such as Mr. Ross of Main Road had had difficulty in other towns with Historic District regulations, or thought as Hans Kessler did that his house and barn had nothing historic about them.

32 yes 36 no

Article 17 The Town voted to amend Article XVII, Non-Criminal Disposition, of the Town Bylaws to include Solid Waste Management under the provisions of Non-Criminal Disposition, as follows: Article X, Solid Waste Management, Sections 1 and 2. Penalty: \$25. Enforcement Officer: Police Officers. Further, the contents of Article XVII, Non-Criminal Disposition, were allowed by vote to be segregated as appropriate to each article of the Town Bylaws for clearer understanding of the penalty and Enforcement Officers in each article of the Town Bylaws.

Unanimously

Article 18 The Town voted to raise and appropriate the sum of \$2,000 for the regional collection of hazardous waste

Unanimously

Article 19 The Town did not vote to accept the provisions of Massachusetts General Laws Chapter 59, Section 57C, allowing for the billing of real estate taxes on a quarterly basis, said quarterly tax billing to be implemented for Fiscal Year 1999. With the election of a temporary Moderator, Dean Amidon, allowing Mark Makuc to speak on behalf of his father, discussion began. Discussion centered on the need for changes to software, the increased expenses of sending quarterly bills, the increased work involved, and the increase in salary request for this position. Richard Tryon noted he would lose interest on his own money with quarterly billing. Some felt we didn't borrow enough to warrant the extra expenses. Arguments in favor included the avoidance of need for borrowing money, the extra interest on a full quarter's money in the bank earlier, that the Town needs to prepare for and have money in the bank for regular and extraordinary expenses.

A vote was taken which was judged opposing the motion.

Article 20 The Town voted to raise and appropriate an amended sum of \$19,240 and to trade-in the present cruiser for the Police Department (not \$32,000 as originally presented) for the purchase of a police cruiser for the Police Department.

By a voice vote, approval was in the majority "aye"..Unanimously

Article 21 The Town voted to raise and appropriate the sum of \$ 10,000 for the restructuring of the Transfer Station recycling containers and new fencing.

Unanimously

Article 22 The Town voted to raise and appropriate the sum of \$300 for the Southern Berkshire Literacy Network

Unanimously

Article 23 The Town passed over the article asking if the Town would vote to raise and appropriate the sum of \$ 1,066 to pay to the Southern Berkshire Regional School District for the Town of Monterey's share of legal expenses associated with the One Person-One Vote litigation at the request of the School Committee

Unanimously

Article 24 The Town voted to authorize and direct the Assessors to take \$50,000 from available funds to reduce the tax levy for the fiscal year beginning July 1, 1997.

Unanimously

Article 25 The Town voted to raise and appropriate the sum of \$10,000 for the Stabilization Fund.

Unanimously

Article 26 The Town voted to authorize its Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 1998, pursuant to Massachusetts General Laws Chapter 44, Section 53F.

Unanimously

Article 27 The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefor for a period not to exceed two years from this date, and the proceeds from such reimbursement shall be applied to discharge the loan

Unanimously

Article 28 The Town voted to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1997, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44, Section 17

Unanimously

Article 29 The Town vote to authorize the Library Trustees, the Finance Committee and the Board of Registrars to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with

Unanimously

Article 30 The Town brought in their votes on the following question on a separate ballot provided by the Town Clerk:

Shall the Town vote to amend SECTION 2 of the Regional School Agreement by striking that section in its entirety and inserting in lieu thereof the following:

2. THE COMMITTEE

(a) Composition

The powers and duties of the regional school district shall be vested in and exercised by a regional school district committee, hereinafter sometimes referred to as the Committee. The Committee shall consist of ten members, four who are to be residents of the Town of Sheffield, two who are to be residents of the Town of New Marlborough, two who are to be residents of the Town of Egremont, one who is to be a resident of the Town of Monterey and one who is to be a resident of the Town of Alford.

(b) Elections

1. At the annual town elections in 1997, the Town of Sheffield shall elect two members to fill the two expiring elected terms. The term of office of each member so elected shall run to the day after the biennial state election in 1998 and thereafter until their respective successors have been duly elected and qualified.
2. At the annual town elections in 1998, the Town of Sheffield shall elect two members to fill the expiring elected terms. The term of office for the members so elected shall run to the day after the biennial state election in 2000 and thereafter until successors have been duly elected and qualified.
3. At the annual town elections in 1997, the Town of Egremont shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998 and thereafter until a successor has been duly elected and qualified.
4. At the annual town elections in 1998, the Town of Egremont shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 2000 and thereafter until a successor has been duly elected and qualified.
5. At the annual town elections in 1997, the Town of Alford shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.
6. At the annual town elections in 1997, the Town of Monterey shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.
7. At the annual town elections in 1997, the Town of New Marlborough shall

- elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 1998, and thereafter until a successor has been duly elected and qualified.
8. At the annual town elections in 1997, the Town of New Marlborough shall elect one member to fill the one expiring elected term. The term of office for the member so elected shall run to the day after the biennial state election in 2000, and thereafter until a successor has been duly elected and qualified.
 9. At the biennial state election in 1998 and thereafter as the term of office of the members expire, there shall be elected by way of District-wide at large elections with the residency requirement which will result in the required number of members who are residents of the appropriate town, to serve for a term of four years and thereafter until their respective successors have been duly elected and qualified. For the purposes of arrangement on the ballot, offices having the same residency requirement shall appear on the ballot as an office distinct from offices having a different residency requirement, provided always that there shall appear on the ballot appropriate instruction to the effect, "you may vote for every position on the Southern Berkshire Regional School District Committee, regardless of where you reside in the District."
 10. No member of the Committee may serve for more than two terms consecutively.

(c) Vacancies

If a vacancy occurs among the members elected under Subparagraph (b), the selectmen from the town involved shall within thirty days appoint a member to serve until the next biennial state election, at which election a successor shall be elected to serve the balance of the unexpired term, if any.

(d) Organization

The Committee shall organize and choose by ballot a chairperson and a vice chairperson from its own membership annually immediately following the election and qualification of successors, provided always that commencing in 1998 and thereafter, such organization and choosing by ballot of a chairperson and vice chairperson for its own membership shall be held annually at the first Committee meeting to be held within 21 days after the second Tuesday of November. At the same meeting or any other meeting, the Committee shall appoint a treasurer and a secretary who may be the same person but who need not be members of the Committee, choose such other officers as it deems advisable, determine the terms of office of its officers (except the chairperson and the vice chairperson, who shall be elected annually as provided above) and prescribe the powers and duties of any of its officers, fix the time and place for its regular meetings, and provide for the calling of special meetings.

(e) Voting

Commencing immediately as of the date of this amendment, each Committee member's vote shall be weighted as follows: The one committee member from the Town of Alford shall have a weighted vote of 8%. The one committee member

from the Town of Monterey shall have a weighted vote of 12%. The two committee members from the Town of New Marlborough shall each have a weighted vote of 9% (for a total of 18%). The two committee members from the Town of Egremont shall each have a weighted vote of 9% (for a total of 18%). The four committee members from the Town of Sheffield shall each have a weighted vote of 11% (for a total of 44%).

(f)

The Regional District School Committee shall provide and supervise, in accordance with law, the education of all pupils in public schools residing within the District in elementary, high school and adult grades.

Discussion was attempted, but the question was moved by a count of 38 yes and 9 no. A motion was made, seconded and unanimously approved to hold the count of the votes until after balloting had ended separately for this and the following question. The vote count was as follows from a total vote of 47: so that this article was passed by the Town.

Yes 34 No 13

Article 31 The Town brought in their votes on the following question on a separate ballot provided by the Town Clerk:

Shall the Town vote to amend the May 18, 1953, Agreement establishing the Southern Berkshire Regional School District, as amended, by adding to paragraph 2 thereof, the following subparagraph:

(g) Each School Committee member's vote shall be weighted so as to reflect the ratio that the population of the town that the member represents bears to the total district population, divided by the number of committee members representing such town. The member town and District Populations shall be based on the decennial federal census, or population estimates released by the U.S. Bureau of the Census, whichever is more recent.

Discussion was attempted, but the question was moved by a vote of 30 yes and 9 no that there be no discussion. The results of the balloting were as follows, from a total of 36 votes cast: So that this article was not passed by the Town.

Yes 14 No 32

The Annual Town meeting adjourned after a motion, seconded,
was passed at 2:03p.m.

Unanimously

Warrant: Special Town Meeting
The Town of Monterey September 5, 1997

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Friday, September 5, 1997, at 7 o'clock in the evening, then and there to act on the following articles:

Article 1. To see if the Town will vote to amend the Town Zoning Bylaws, Article IV, by adding the following paragraph to Section IV.B.2.j

No commercial wireless communications facilities, including but not limited to towers and antennas, shall be constructed in the Town of Monterey, nor shall a permit for said construction be issued for a period of six months from the effective date of this amendment. This amendment does not apply to the construction or use of facilities by a federally licensed amateur radio operator as protected by Massachusetts General Laws C. 40A, Section 3.

and by adding the following definition to Section II. (Definitions):

Wireless Communications Facilities — Any and all materials, equipment, storage structures, towers and antennas, other than customer premises equipment, used by a telecommunications carrier to provide telecommunications services.

Article 2. To see if the Town will vote to appropriate a sum of money not to exceed \$200,000 for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; and to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise; or to take any other action relative thereto.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands and the seal of the Town of Monterey This 18TH day of August, 1997.

S/ Peter S. Brown, *Chair*

S/ Fred W. Chapman

S/ Muriel Lazzarini

MONTEREY SELECT BOARD

Pursuant to the within Warrant, I have this day, August 19TH, 1997, notified and warned the inhabitants of the Town of Monterey in accordance with the Town Bylaws and the General Laws of the Commonwealth of Massachusetts.

S/ Raymond W. Tryon, Constable

Report on the Special Town Meeting The Town of Monterey September 5, 1997

I, Barbara B. Swann, do hereby certify that on September 5, 1997 at a Special Town Meeting of the Town of Monterey, 38 of 537 qualified voters, warned in accordance with Commonwealth law and Town bylaw, met in the Firehouse of the Monterey Fire Company, Ltd., the meeting opened in said Town at 7:00 p.m. and then and there took the following actions with regard to the Warrant for the meeting:

Article 1. The Town voted to amend the Town Zoning Bylaws, Article IV, by adding the following paragraph to Section IV.B.2.j.:

No commercial wireless communications facilities, including but not limited to towers and antennas, shall be constructed in the Town of Monterey, nor shall a permit for said construction be issued for a period of six months from the effective date of this amendment. This amendment does not apply to the construction or use of facilities by a federally licensed amateur radio operator as protected by Massachusetts General Laws C. 40A, Section 3.

and by adding the following definition to Section II. (Definitions):

Wireless Communicaions Facilities — Any and all materials, equipment, storage structures, towers and antennas, other than customer premises equipment, used by a telecommunications carrier to provide telecommunications services.

After a motion to pass, seconded, the Planning Board gave the following report through its Chairman, Wayne Burkhart. Mr. Burkhart noted that the Board initiated this action unanimously, held a hearing earlier with no objections being raised to the moratorium nor to controls of the towers, that the telecommunications study committee of Great Barrington as well as our Town Counsel, Attorney Hugh Cowhig, had both offered input into the wording of the article. The first part of the article asks for a moratorium since the Town needs time to craft an article calling for features to protect the Town such as shared towers and responsibility for removal of towers no longer needed, etc. As for the second part, it offers a definition of the towers as needed for the Zoning Bylaw to be correctly interpreted.

Louise Burns asked that the Town not call for a moratorium since emergencies have happened even this past winter that would not have occurred if the Town had had a means of communication through car phones and cellular communications towers. Leonard Weber noted he believes we should find out if the towers radiate harmful emissions. In reply, Maggie Leonard of the Planning Board noted that the Federal government has made it impossible to say no to the towers, and that health issues are not recognized by law. Licenses have been sold to providers by the Federal government, and the providers have been guaranteed sites. The Planning Board can control siteing and removal. Harmful emissions are valued personal considerations but not legal considerations.

Carol Ingher noted that the car phones are radio transmitters and receivers.

Lew Scheffey noted that breathing space for a plan to cope with Federal licenses is needed, that the towers may become obsolete, and our concern is the damage that might be done with hasty acceptance.

William Bohn asked for specifics with regard to Great Barrington's situation, since their bylaw is reportedly in some trouble. Wayne Burkhart noted that Great Barrington passed a bylaw which is currently being challenged in court; the Regional Planning Commission is working with them on the case, and Monterey is trying to set up an appropriate environment for the towers while keeping in touch with Great Barrington over their case. Mr. Bohn noted that now Great Barrington seems to be backing off for legal, personal and health reasons. In reply, Mr. Burkhart noted that it is a public policy debate.

With no further discussion, the Moderator called for a vote. The motion passed by a vote of:

Yes 30 No 2

Article 2. The Town voted to appropriate a sum of money through borrowing, not to exceed \$200,000, for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws. This appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust.

Town approval was specifically on the following vote, as read by the Moderator on the basis of a photocopy prepared for and passed out to each voter:

Voted: that \$200,000 is appropriated for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$200,000 and issue bonds or notes therefor under General Laws Chapter 111, Section 127B 1/2 and/or Chapter 29C of the General Laws; that project and financing costs shall be repaid by the property owners, in accordance with those agreements, but such bonds or notes shall be general obligations of the Town; that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the projects or for the financing thereof; and that the Board of Selectmen, Board of Public Works, or other appropriate local body or official is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the projects and to take any other action necessary to carry out the projects.

Dean Amidon asked for an explanation before we committed to \$200,000.

Peter Brown replied that this is an appropriation but not a raising of \$200,000 from Town taxes. The Town could loan it all in one year to perhaps 20 families and it then would become a lien on their property with 5% interest to be collected. The money can, when repaid, be re-loaned. The Town will not pay interest, but will begin repaying money in the second year of the program. As for questions of eligibility, Mr. Brown and Muriel Lazzarini noted that there are some restrictions on families who earn \$150,000 or more per year.

Maggie Leonard asked who would administer the loan program. Peter Brown noted that the Select Board as Board of Health would administer through oversight from the Department of Environmental Protection, that checks would be cut to the contractor and the homeowner, not the Town. Greta Cherneff asked where the funds would come from, and Peter Brown replied they would come from an appropriation, which might or might not include Federal funds, made by the Legislature. The Town would receive \$12,000 to \$15,000 to study the necessary procedures under Title V rules. Today, about a quarter of the homes sold have a failing septic, so this program is needed. In addition, there are ways you can take up to \$6,000 off your income tax if you enter this program. Carolee Jervas asked how the Town would guarantee payment of the lien if the money would not carry over to a second mortgage. Muriel Lazzarini noted that a municipal lien comes first in a sale anyway, so the money is collectable. Wayne Burkhart offered his experience with the Berkshire Housing Development Authority as a program that helped him with a failed septic and operated very smoothly with some paperwork only, for a very clearly needed purpose. That program has an ending date, and this is our clear alternative.

William Bohn offered an amendment to the original printed Warrant article, dropping reference to all alternatives except the loan through state authority. This amendment, seconded, was passed unanimously. Dean Amidon asked then if there would be the possibility of an increase in the tax rate as the money became due. Peter Brown noted there was always a risk, but that the money would come back to us. The Select Board noted that they money would be borrowed only in increments, as needed and only as needed. The funds could be borrowed only from the Massachusetts Water Pollution Trust. Del Martin asked to whom the 5% interest on loaned money would go, and the Select Board replied that it accrues to the Town, minus the possibility of some administrative fees.

A vote was called and the vote was unanimous in support of the Town borrowing money in the amount of \$200,000 from the Trust.

The meeting adjourned at 7:37PM.

Respectfully submitted
,Barbara B. Swann, Town Clerk

**Approval, Office of the Attorney General
December 19, 1997**

I return the amendment to the zoning by-law adopted under Article 1 of the warrant for the Monterey Special Town Meeting that convened on September 5, 1997, with the enclosed approval of this Office. In approving this by-law, we have determined there to be no inconsistency between its provisions and state law, but we have made no corresponding determination that the by-law is consistent with federal law or regulation. We also take note of the purpose of the moratorium, as reflected in the attached minutes of the town meeting, wherein the Town identifies a need for more time in order to craft a more comprehensive bylaw to address the issues raised by the construction of telecommunications facilities. We encourage further review of this bylaw and future bylaws for consistency with federal law, specifically Section 704 of the Federal Telecommunications Act.

Very truly yours, Kristi A. Bodin, Assistant Attorney General, Coordinator,
Municipal Law Unit, Western Massachusetts Division

**Warrant: Special Town Meeting
The Town of Monterey February 27, 1998**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn inhabitants of said Town qualified to vote in Town affairs to meet in the Firehouse of the Monterey Fire Company, Ltd., in said Town on Friday, February 27, 1998, at 7 o'clock in the evening, then and there to act on the following articles:

Article 1 To see if the Town will vote to transfer from free cash the sum of \$5,805 or any other sum to purchase a berming machine for the Highway Department, or take any other action relative thereto

Article 2.To see if the Town will vote to appropriate the sum of \$25,000 or any other sum to remove existing underground fuel-storage tanks and replace them with an environmentally suitable above-ground storage facility, and to fund said project by accepting a grant of \$7,890 from the Underground Storage Tank Petroleum Product Cleanup Fund, transferring from the School Operating Fund the sum of \$10,782 and transferring from free cash the sum of \$ 6,328, or take any other action relative thereto.

Article 3.To see if the Town will vote to add the following sections to the Town of Monterey Bylaws under Article VIII, Regulation of Motor Boats:

Section 7. Personal Watercraft. Personal watercraft is defined as a small vessel which uses an inboard motor powering a water-jet pump as its primary source of motive power and which is designed to be operated by persons sitting, standing or kneeling on the vessel. The term includes but is not limited to a jet-ski, wet bike or surf-jet, so-called.

Section 8. The operation of personal watercraft is prohibited in Lake Garfield. or take any other action relative thereto.

Article 4. To see if the Town will vote to add the following bylaw to the Town of Monterey Bylaws under Article VIII, Regulation of Motor Boats:

Section 9 The operation of personal watercraft is prohibited in that portion of Lake Buel that lies within the Town of Monterey. or take any other action relative thereto.

Article 5.To see if the Town will vote to amend the Town of Monterey Zoning Bylaws as follows:

Add to Section IIIA - Types of Districts, a new Section 4 - Wireless Telecommunication Overlay District (WTOD) as follows:

§IIIA.4 Wireless Telecommunications Overlay District (WTOD):

§IIIA.4.1 **Purpose:** The Wireless Telecommunications Overlay District (WTOD) is intended to protect the scenic, historic, natural and other resources of the Town of Monterey, while allowing adequate Wireless Telecommunications to be developed

§IIIA.4.2 **Description:** This District includes the properties listed below. These properties are included by reason of their potential to provide technically feasible and accessible locations for the siting of facilities which can provide adequate wireless telecommunications services to the Town of Monterey. The Overlay District is defined, delineated and mapped on the Map entitled "Wireless Telecommunications Overlay District Map, Town of Monterey, MA, and incorporated by this reference herein.

All lands, located within the Town of Monterey, within a one-quarter (1/4) mile radius of the summit of Mount Wilcox.

§IIIA.4.3 **Relation to Other Districts:** The WTOD is an overlay district mapped over other districts. It modifies and where there is inconsistency, supersedes the regulations of such other districts. Except as so modified or superseded, the regulations of the underlying districts remain in effect.

§IIIA.4.4**Applicability:** Any use of lands within the WTOD for purposes of placement, construction, modification or removal of Personal Wireless Service Facilities and/or Towers shall be subject to the requirements of Section IV.F of this Bylaw

Amend §IV.B.2 - Use Regulations,by adding §IV.B.2.m and §IV.B.2.n, as follows:

D. Application Requirements for RSP:

The use of Repeaters to assure Adequate Coverage, or to fill holes within areas of otherwise Adequate Coverage, while minimizing the number of required Towers is permitted and encouraged. An Applicant who has received a F/TSP under this Article, or an entity which is providing Personal Wireless Services to the Town of Monterey from a base station outside the Town, may apply for a RSP. applicants shall provide the following information:

1. a) the exact location (in Longitude and Latitude, to degrees, minutes, seconds), as well as by street address or Pole number (if applicable)
- b) ground elevation,
- c) type, manufacturer and model number of proposed Repeater,
- d) height of proposed Repeater above ground,
- e) proposed output frequency,
- f) proposed number of channels,
- g) proposed power input and
- h) proposed maximum power output per channel

Radial Plots from any proposed Repeater(s), configured as documented above, shall be provided as part of the Application.

2. Name, address, phone number, and written consent to apply for this permit, of the owner of the property on which the proposed Repeater shall be located, and of the owner(s) of the Tower or structure on which the proposed Repeater shall be located.
3. Proposed Repeater Site layout, grading and utilities at a scale no smaller than 1" = 40' (1:480 or metric equivalent 1:500) showing the entire vicinity within a 300' radius of the Repeater site with topography drawn with a minimum of 2' (0.6 meter) contour interval.
 - a) Proposed Repeater location and any appurtenances, if any, and any accessory building (Communication Equipment Shelter or other). Indicate property boundaries of abutters within 300' of the Repeater, and dimensions of all proposed improvements.
 - b) Limits of areas where vegetation is to be cleared or altered, and justification for any such clearing or alteration.
 - c) Plans of any proposed access driveway or roadway and parking area at the Repeater site. Include grading, drainage, travelled width. Include a cross section of the access drive indicating the width, depth of gravel, paving or surface materials.

§IV.F.9. General Requirements for F/TSP(s):

- A. A Special Permit shall not be granted for a Tower to be built on speculation. If Applicant is not simultaneously installing a Personal Wireless Service Facility on the Tower, it shall provide a copy of its existing lease/contract with a Personal Wireless Service Provider. Said Provider shall provide all necessary data to comply with the terms of this Article, as a part of Applicant's application for a F/TSP or the Special Permit shall not be granted.
- B. Tower(s) shall minimize, to the extent feasible, adverse visual impacts on the environment. The SPGA may impose reasonable conditions to ensure this result, including, but not limited to, requiring the use of camouflage, painting, lighting standards and screening.
- C. A vegetated buffer strip of undisturbed trees of at least 100' in depth (or less if determined by the SPGA to be sufficient), shall be retained as close

to the Tower as possible, but in all cases there shall be no clearing at a distance in excess of 25 feet in radius from the base of the Tower except where the access drive is located.

- D. Fencing: The area around the Tower and Communication Equipment Shelter(s) shall be completely fenced for security within an area no greater than 25 feet in radius from the base of the tower, and to a height of six feet, and gated. Use of razor wire is not permitted.
- E. Signs: There shall be no signs, except the following. A sign no greater than two (2) square feet indicating the name of the Personal Wireless Service Facility's owner(s) and a 24 hour emergency telephone number shall be posted adjacent to the entry gate. In addition, No Trespassing or other warning signs may be posted on the fence. All signs shall conform to the sign requirements of this bylaw, §VII.A.
- F. Communication Equipment Shelters and Accessory Buildings shall be designed to be architecturally similar and compatible with each other, and shall be no more than 12 feet high. The buildings shall be used only for the housing of equipment related to this particular site. Whenever possible, the buildings shall be joined or clustered so as to appear as one building.
- G. New Towers shall be the lesser of (a) 105 feet or (b) the minimum height determined by the independent consultant(s) to provide the applicant Adequate Coverage from the Personal Wireless Service Facility(s) proposed for use on the Tower.
- H. Towers shall be located at least one and one half times their maximum structural height within the outer boundary of any Wireless Telecommunications Overlay District(s)
- I. Tower Finish: All Tower(s) shall be constructed to resemble or mimic a native coniferous species of tree to minimize the adverse visual impact unless otherwise required by the SPGA.
- J. Tower(s) must be placed to minimize visual impacts. Applicants shall place Towers on the side slope of terrain, so that, as much as possible, the top of the Tower does not protrude over the ridge line, as seen from public ways.
- K. To the extent feasible, all network interconnections to and from the telecommunications site and all power to the site shall be installed underground. At the initial construction of the access road to the site, sufficient conduit shall be laid to accommodate the maximum possible number of Personal Wireless Service Providers licensed to provide services to the Town of Monterey and surrounding areas.
- L. If primary coverage (greater than 50%) from proposed Personal Wireless Service Facility is outside Monterey, then the permit may be denied unless the Applicant demonstrates to the satisfaction of the SPGA that the Applicant is unable to locate within the Town which is primarily receiving service from the proposed Facility.

- M. Unless required by the Federal Aviation Administration, no night lighting of Towers, or the Personal Wireless Service Facility, is permitted, except for manually operated emergency lights for use only when operating personnel are on site.
- N. No Tower or Personal Wireless Service Facility that would be classified as a hazard to air navigation, as defined by the Federal Aviation regulations (Title 14 CFR) is permitted.

No Tower or Personal Wireless Service Facility with the exception of Repeaters shall be located within any of the following prohibited areas:

- 1. Outside of the Wireless Telecommunications Overlay District(s);
- 2. Massachusetts or federally regulated wetland;
- 3 A Massachusetts Certified Vernal Pool;
- 4. The habitat of any State-listed Rare or Endangered Wildlife or Rare Plant Species;
- 5. Within 100' horizontally from any Massachusetts regulated wetland;
- 6. Within 200' horizontally of the Outer Riparian Zone of any river or perennial stream;
- 7. Within 500' horizontally from any Historic District or property listed or eligible to be listed on the state or federal Register of Historic Places;
- 8. Within 500' horizontally from any known archaeological site.

§IV.F.10. General Requirements for RSP(s):

- A. No Repeater shall be located closer than 50' to an existing Dwelling Unit, nor less than 25' above ground.
- B. The SPGA may require the use of screening, painting or camouflage to reduce the visual impacts of Repeaters.
- C. Repeaters shall be located so as to have the least possible impact on the views of the residents of the Town of Monterey.

§IV.F.11. Evaluation by Independent Consultants.

- A. Upon submission of a complete Application for any Special Permit(s) under this Article, the SPGA shall provide its Independent Consultant(s) with the full Application(s) for their analysis and review.
- B. Applicants for any Special Permit(s) under this Article shall grant permission for the Town's Independent Consultant(s), to conduct any necessary site visit(s).

§IV.F.12. Approval Criteria:

- A. In acting on the Special Permit Application, the SPGA shall proceed in accordance with the procedures and timelines established for Special Permits as mandated by M.G.L. c.40A§9.
- B. In addition to the findings required by the Bylaw in §IX.B.2., the SPGA

shall, in consultation with the Independent Consultant(s), make all of the applicable findings before granting the Special Permit, as follows:

1. That Applicant is proposing to locate its Personal Wireless Service Facility or Tower within a Wireless Telecommunications Overlay District; and
 2. That Applicant is not able to use Existing Towers/Facility Sites in or around the Town of Monterey, either with or without the use of Repeaters, to provide Adequate Coverage and/or Adequate Capacity to the Town of Monterey; and
 3. That proposed Personal Wireless Service Facility/Tower or Repeater will not have an undue adverse impact on historic resources, scenic views, residential property values, natural or man-made resources; and
 4. That the Applicant has agreed to implement all reasonable measures to mitigate the potential adverse impacts of the Towers and Facilities; and
 5. That the proposal shall comply with FCC 96-326 and any and all other applicable FCC regulations, regarding emissions of electromagnetic radiation and that the required Monitoring program is in place and shall be paid for by the Applicant.
- C. Any decision by the SPGA to deny an Application for a Special Permit under this Article shall be in conformance with SEC. 332 [47 U.S.C. 332] (7)(B)(ii),(iii) of the Act, in that it shall be in writing and supported by substantial evidence contained in a written record.

§IV.F.13. Monitoring and Evaluation of Compliance:

- A. Initial Monitoring: It shall be a condition of any Special Permit granted under this bylaw that, in order to determine the Tower and Facility's or Repeater's radio frequency emissions and their compliance with FCC regulations, the Applicant shall, after the granting of a Special Permit and within 30 days of the date that Applicant's Personal Wireless Service Facility(s) or Repeater(s) begin(s) transmission, pay for an Independent Consultant, hired by the Town, to Monitor the levels of EMF radiation, around the proposed Facility and/or Repeater Site(s). The Independent Consultant shall use the Monitoring Protocol. A report of the Monitoring results shall be prepared by the Independent Consultant and submitted to the SPGA, the Select Board, the Planning Board, the Board of Health, the Building Inspector and the Town Clerk.
- B. Ongoing Monitoring: It shall be a condition of any Special Permit granted under this bylaw that, in order to determine ongoing compliance with FCC regulations, after transmission begins, the owner(s) of any Personal Wireless Service Facility(s) or Repeater(s) located on any Facility or Repeater Site shall pay for an Independent Consultant, hired by the Town, to conduct testing and Monitoring of EMF radiation emitted from said Site, and to report results of said Monitoring, as follows:

1. There shall be routine annual Monitoring of emissions by the Independent Consultant using actual field measurement of radiation, utilizing the Monitoring Protocol. This Monitoring shall measure levels of EMF radiation from the Facility Site's primary Antennas as well as from Repeater Site(s) (if any). A report of the Monitoring results shall be prepared by the Independent Consultant and submitted to the SPGA, the Select Board, the Planning Board, the Board of Health, the Building Inspector and the Town Clerk.
 2. Any Major Modification of Existing Facility, or the activation of any additional permitted channels, shall be cause for new Monitoring in accordance with §IV.F.13 (A) & (B)(1) above.
- C. Excessive Emissions: Should the Monitoring of a Facility or Repeater Site reveal that the Site exceeds the FCC 96-326 standard, or any other applicable FCC standard, then the owner(s) of all Facilities utilizing that Site shall be so notified. The owner(s) shall submit to the SPGA and the Building Inspector a plan for the reduction of emissions to a level that complies with the FCC 96-326 standard and any and all other applicable FCC regulations within 10 business days of notification of non-compliance. That plan shall reduce emissions to the applicable FCC standard within 15 days of initial notification of non-compliance. Failure to accomplish this reduction of emission within 15 business days of initial notification of non-compliance shall be a violation of the Special Permit and subject to penalties and fines, of \$300.00 per violation, as specified in M.G.L. §40. §§21.D. Every day of ongoing non-compliance shall be considered a new violation. Such fines shall be payable by the owner(s) of the Personal Wireless Service Facilities with Antennas on the Facility Site, until compliance is achieved.
- D. Structural Inspection: It shall be a condition of the Special Permit that, Tower owner(s) shall pay for an Independent Consultant (a licensed professional structural engineer), hired by the Town, to conduct inspections of the Tower's structural integrity and safety. Towers shall be inspected every five years. A report of the inspection results shall be prepared by the Independent Consultant and submitted to the SPGA, Select Board, the Planning Board, the Board of Health, the Building Inspector, and the Town Clerk. Any Major Modification of Existing Facility which includes changes to Tower dimensions or antenna numbers or type shall require new structural inspection.
- E. Unsafe Structure: Should the inspection of any Tower reveal any structural defect(s) which, in the opinion of the Independent Consultant render(s) that Tower unsafe, the following actions must be taken. Within 10 business days of notification of unsafe structure, the owner(s) of the Tower shall submit a plan to remediate the structural defect(s). This plan shall be initiated within 10 days of the submission of the remediation plan, and completed as soon as reasonably possible. Failure to accomplish this

remediation of structural defect(s) within 10 business days of initial notification shall be a violation of the Special Permit and subject to penalties and fines, of \$300.00 per violation, as specified in M.G.L. §40. §§21.D. Every day of ongoing non-compliance shall be considered a new violation. Such fines shall be payable by the owner(s) of the Tower, until compliance is achieved.

§IV.F.14. Removal Requirements:

Any Personal Wireless Service Facility or Repeater which ceases to operate for a period of one year shall be removed. Cease to operate is defined as not performing the normal functions associated with the Personal Wireless Service Facility or Repeater and its equipment on a continuous and ongoing basis for a period of one year. At the time of removal, the Facility or Repeater Site shall be remediated such that all Personal Wireless Service Facility or Repeater improvements which have ceased to operate are removed. If all Facilities on a Tower have ceased to operate, the Tower shall also be removed, and the Facility or Repeater Site, including any access road(s) which lead to that Facility or Repeater Site from the main access road, shall be revegetated. If all Facility or Repeater Sites have ceased to operate, the owner of the last Personal Wireless Service Facility or Repeater to leave the site shall revegetate the access road in its entirety. Existing trees shall only be removed with the written permission of the SPGA, and only if the SPGA determines such removal of trees to be necessary to complete the required removal of Personal Wireless Service Facility(s) or Repeater(s).

§IV.F.15. Performance Guarantees:

A. Applicant shall, as a condition of the Special Permit:

1. Post an initial cash bond in a reasonable amount determined and approved by the SPGA. This bond shall be in force to cover the costs of the remediation of any damage to the landscape which occurs during the clearing of the Site; and to cover the cost of the removal of the Tower or Facility or Repeater from the Site, and remediation of the landscape, should the Facility or Repeater cease to operate.
2. Post a maintenance bond for the access road(s), site(s) and tower(s) in amounts approved by the SPGA.

§IV.F.16. Fees and Insurance:

- A. Towers, Personal Wireless Service Facilities and Repeaters shall be insured by the owner(s) against damage to persons or property. The owner(s) shall provide a Certificate of Insurance to the Select Board's Office on an annual basis in which the Town of Monterey shall be an additional named insured. The insurer must notify the Select Board, by certified mail, of any impending cancellation or of any change whatsoever in policy coverages.
- B. A schedule of fees for Personal Wireless Service Facility, Tower and Repeater permitting and renewal, any Monitoring of emissions and inspection of structures, and any other fees shall be established by the SPGA pursuant to M.G.L. c. 40A, §9. This schedule may be amended from time to time.

§IV.F.17. Permit Expiration and Renewal:

- A. In accordance with §VII.B.1.c. of the bylaw, any Building Permit granted under this section shall lapse if the Applicant fails to begin construction on the Facility or Tower or Repeater within a one year period of said grant.
- B. In accordance with M.G.L. c.40A§9, any Special Permit granted under this section shall lapse if the Applicant fails to begin construction on the Facility or Tower or Repeater within a two year period of said grant.
- C. All Special Permits granted under this section shall be granted for five years with the SPGA retaining the option, at their discretion, to renew said Special Permit for additional five year period(s), if the SPGA determines that the Tower and/or Facility and/or Repeater so permitted shall have been and shall remain in compliance with all terms and conditions of this bylaw and of any conditions placed upon the original Special Permit at the time of granting.

§IV.F.18. Severability Clause:

The invalidity of any section or provision of this Bylaw shall not invalidate any other section or provision hereof.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting. Given under our hands and the seal of the Town of Monterey this 9th day of February, 1998.

The invalidity of any section or provision of this Bylaw shall not invalidate any other section or provision hereof.

Hereof fail not and make return of this Warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting. Given under our hands and the seal of the Town of Monterey this 9th day of February, 1998.

S/ Peter S. Brown, Chair

S/ Fred W. Chapman

S/ Muriel Lazzarini

MONTEREY SELECT BOARD

Pursuant to the within Warrant, I have this day, February 11, 1998, notified and warned the inhabitants of the Town of Monterey in accordance with the Town Bylaws and the General Laws of the Commonwealth of Massachusetts.

S/ Raymond W. Tryon, Constable

Report on the Special Town Meeting The Town of Monterey February 27, 1998

I, Barbara B. Swann, do hereby certify that on February 27, 1998 at a Special Town Meeting of the Town of Monterey, 62 of 540 qualified voters, warned in accordance with Commonwealth law and Town bylaw, met in the Firehouse of the Monterey Fire Company, Ltd. The meeting opened in said Town at 7:03 p.m. and then and there took the following actions with regard to the Warrant for the meeting:

Article 1 The Town voted to transfer from free cash the sum of \$5,805 to purchase a berming machine for the Highway Department.

Unanimously

Article 2 The Town voted to appropriate the sum of \$25,000 to remove existing underground fuel-storage tanks and replace them with an environmentally suitable above-ground storage facility, and to fund said project by accepting a grant of \$7,890 from the Underground Storage Tank Petroleum Product Cleanup Fund, transferring from the School Operating Fund the sum of \$10,067 (amended from the original request for transfer of \$10,782), transferring from the School Capital Fund the sum of \$715 (an amendment to the original article, which did not call for transferring from the School Capital Fund) and transferring from free cash the sum of \$ 6,328.

The original article was amended on the floor of Town Meeting, as noted above, by unanimous vote. There was no further discussion of this article, and the Town voted to accept the article as amended.

Unanimously

Article 3 Town voted to add the following sections to the Town of Monterey Bylaws under Article VIII, Regulation of Motor Boats:

Section 7. Personal Watercraft. Personal watercraft is defined as a small vessel which uses an inboard motor powering a water-jet pump as its primary source of motive power and which is designed to be operated by persons sitting, standing or kneeling on the vessel. The term includes but is not limited to a jet-ski, wet bike or surf-jet, so-called.

Section 8. The operation of personal watercraft is prohibited in Lake Garfield.

In discussion of this article, the voters noted several problems including that of the noise, and duration of noise, of these watercraft, threats to swimmers and boaters caused by the speeds at which these watercraft are operated, and the increased usage of the lake by personal watercraft owners who have been displaced by a similar prohibition at the Stockbridge Bowl (a much larger (longer and wider) lake than any in this Town).

Discussion against the bylaw centered on the enforcement of current regulations, lack of reporting problems to enforcement authorities (the Harbor Master, our local police, the state police and the environmental police). In response, the comment was made that personal watercraft operate at such speeds that the license plate number cannot be read, even after two to three passes by an offender). The suggestion was then made that there be time restrictions on personal watercraft or zones of the lake within which they could be operated (not offered as amendments to the Article). Several voters noted that rather than prohibit their use, we should regulate their use on the Lake.

Current regulation of personal watercraft was questioned. Anyone under 16 may not operate them; those under 18 may operate them only if they have had a safety certificate course; they may not be operated after dark since they have no lights; not within 150 feet of the shoreline; and they must be registered with the State.

Unfavorable comparison was introduced between the noise and danger of a motorbike on a public road and the noise and danger of a personal watercraft on a lake. One voter mentioned that he does not like rules, but this issue involves not only reckless behavior but noise pollution to the point he cannot sit on his porch to talk over the sound level of personal watercraft.

Several spoke to the availability and response of enforcement officials. Others noted that speaking to any person operating a boat or personal watercraft usually calms them down, and that this should not be a lake for one group only.

The Harbormaster, Dean Amidon, spoke as the sponsor of the article, noting that during the last two years personal watercraft have been brought to the lakes over the weekends, that most operators are fair and wellbehaved, but recently there has been an increase in weekend boaters who are intoxicated and dangerous. He noted the danger not just to swimmers but waterskiers, and the noise levels that have become unbearable. He then focused the attention of the voters on the size of either of our lakes, and the fact that Lake Garfield is 100 acres smaller than Stockbridge Bowl. He recommended a vote in favor of the article, rather than face a major injury or death on either lake or the considerably larger numbers of enforcement officials that would be required for patrolling in boats and enforcing any regulation we might propose.

A final objection to the article was raised, referring to whether or not we currently ticket offenders, and questioning the enforcement of a prohibition on personal watercraft.

A suggestion was made to move the question, seconded, and a counted vote was taken as follows: the proposed change to the Town Bylaws did pass by majority vote.

36 Yes 23 No

Article 4 The Town voted to add the following bylaw to the Town of Monterey Bylaws under Article VIII, Regulation of Motor Boats:

Section 9 The operation of personal watercraft is prohibited in that portion of Lake Buel that lies within the Town of Monterey.

Discussion on this Article was curtailed by a motion, seconded, and voted unanimously, to move the question. It was argued that the topic of discussion was thoroughly discussed in the previous article. A counted hand vote was taken as follows: and the proposed change to the Town Bylaws did pass by majority vote.

38 Yes 23 No

Article 5 The Town voted to amend the Town of Monterey Zoning Bylaws as follows:

The Town voted to add to the existing Districts (Agricultural-Residential, Business, and Lakeshore) the Wireless Telecommunication Overlay District, and to create both the permitting procedure and definitions related to the new District. Wayne Burkhart, Chairman of the Planning Board, submitted the following unanimously supported written Planning Board Report on the proposed Zoning By-Law change:

Planning Board Town of Monterey
February 27, 1998
Report to the Special Town Meeting

Upon the enactment of a moratorium on the construction of telecommunications towers and facilities by a September, 1997 meeting of the Town of Monterey, the Monterey Planning Board began plans for the presentation of a comprehensive bylaw revision to enable and regulate the orderly provision of personal telecommunications service in the town.

The article presented on the warrant for this meeting of the town is the result of the work of the Planning Board. The board unanimously recommends its passage by the town.

The language of the amendments is extensive, due to the technical nature of this subject. The board proposes to bind the bylaw material dealing with this subject separately from the general Zoning Bylaws, in order to maintain a modest document in total.

The board has engaged the services of consultant Tony Blair in the preparation of this proposal. Tony is present with us this evening and will give a brief overview of the proposal and entertain questions.

Wayne Burkhardt, Chair

Following the Planning Board Report, Tony Blair was introduced and gave a presentation to the Town, explaining that the Town may not prohibit nor discriminate amongst applicants for the Telecommunications towers, providing they meet FCC standards. Location, appearance and bonding for dismantlement are all regulable by the Town. He noted that Great Barrington and Stockbridge also have passed similar bylaws, but that in Monterey, an overlay district was possible because the such a high percentage of Monterey not covered by other towers elsewhere would be covered from the area proposed, greater than the 75% the companies expect. The proposed bylaw allows for protection of a property owner's right for protection of views. A major concern of the Planning Board was to avoid loss in resale value for properties where the visual impact of towners might be great. The rest of the bylaw specifically addresses the need for engineering data when the Zoning Board of Appeals addresses an application for a special permit for one of these towers. Tony Blair noted that the towers referred to here are not the highpower dishes which do have high levels of radiation. Furthermore, facilities not used for one year must be removed, whether from a shared tower or as a standalone tower.

Voters asked about limitations on height, since in Lee the proposed tower(s) might be 190 feet tall. Towers built to look like conifers are within the purview of the proposed bylaw. There was additional discussion of the distance between the proposed overlay district and any dwellings of the Town, and it was noted that we anticipate since that land is within a State Forest and is a public trust, that the Town would not have to worry about dangerous levels of any type of radiation or emf production.

In action on this article The Town voted to add to Section IIIA (Types of

Districts) a new **Section 4** Wireless Telecommunication Overlay District (WTOD) as follows:

§IIIA.4 Wireless Telecommunications Overlay District (WTOD):

§IIIA.4.1 **Purpose:** The Wireless Telecommunications Overlay District (WTOD) is intended to protect the scenic, historic, natural and other resources of the Town of Monterey, while allowing adequate Wireless Telecommunications to be developed

§IIIA.4.2 **Description:** This District includes the properties listed below. These properties are included by reason of their potential to provide technically feasible and accessible locations for the siting of facilities which can provide adequate wireless telecommunications services to the Town of Monterey. The Overlay District is defined, delineated and mapped on the Map entitled "Wireless Telecommunications Overlay District Map, Town of Monterey, MA, and incorporated by this reference herein.

All lands, located within the Town of Monterey, within a one-quarter (1/4) mile radius of the summit of Mount Wilcox.

§IIIA.4.3 **Relation to Other Districts:** The WTOD is an overlay district mapped over other districts. It modifies and where there is inconsistency, supersedes the regulations of such other districts. Except as so modified or superseded, the regulations of the underlying districts remain in effect.

§IIIA.4.4 **Applicability:** Any use of lands within the WTOD for purposes of placement, construction, modification or removal of Personal Wireless Service Facilities and/or Towers shall be subject to the requirements of Section IV.F of this Bylaw

And the Town voted to amend the current Zoning By-Laws of the Town of Monterey §IV.B.2 - Use Regulations by adding §IV.B.2.m and §IV.B.2.n, as follows:

DISTRICTS

Ag-Res.

Lake District

Business

§IV.B.2.m. Wireless telecommunications base station and any tower, equipment, accessory structure, fencing, access roadways and/or landscaping as regulated in Section IV.F of this Bylaw.

N(a)

N

N

Except if the proposed location is in the Wireless telecommunications Overlay District, then a Special Permit is required from the Board of Appeals.

§IV.B.2.n. Wireless telecommunications repeater and any accessory screening or camouflage as regulated in Section IV.F of this Bylaw.

SP
SP
SP

“N” means the use is not permitted.

“SP” means the use is permitted with a Special Permit from the Board of Appeals.

The Town voted to add to Section IV “Use Regulations” a new Section IV.F.1 through IV.F.18 - “PERSONAL WIRELESS SERVICE FACILITIES, TOWERS AND REPEATERS” as follows:

Section IV.F: Personal Wireless Service Facilities, Towers and Repeaters

§IV.F.1 Purposes:

The purposes of this Personal Wireless Service Facilities, Towers and Repeaters Bylaw are to:

- A. Preserve the character and appearance of the Town while simultaneously allowing Adequate Personal Wireless Services to be developed.
- B. Protect the scenic, historic, environmental, and natural or man-made resources of the community.
- C. Provide standards and requirements for regulation, placement, construction, monitoring, design, modification and removal of Personal Wireless Service Facilities and Repeaters.
- D. Provide a procedural basis for action within a reasonable period of time for requests for authorization to place, construct, operate or modify Personal Wireless Service Facilities and Repeaters.
- E. Preserve property values.
- F. Locate Towers so that they do not have negative impacts, such as, but not limited to, visual blight, attractive nuisance, noise and falling objects, on the general safety, welfare and quality of life of the community.
- G. Require owners of Personal Wireless Service Facilities, Towers and Repeaters to configure them so as to minimize and mitigate the adverse visual impact of the Facilities, Towers, and Repeaters.
- H. Require the clustering and camouflaging of Personal Wireless Service Facilities.

§IV.F.2. Consistency with Federal Law:

These regulations are intended to be consistent with The Telecommunications Act of 1996 in that: a) they do not prohibit or have the effect of prohibiting the provision of Personal Wireless Services; b) they are not intended to be used to unreasonably discriminate among providers of functionally equivalent Services; c) they do not regulate Personal Wireless Services on the basis of the environmental effects of radio frequency emissions to the extent that the regulated Services and Facilities comply with the FCC’s regulations concerning such emissions.

§IV.F.3. Definitions:

ACT - The Telecommunications Act of 1996.

ADEQUATE COVERAGE - Coverage is considered to be "adequate" within that area surrounding a Base Station where the predicted or measured median field strength of the transmitted signal for at least 75% of the covered area is greater than -95 dbm. It is acceptable for there to be holes within the area of Adequate Coverage where the signal is less than -95 dbm, as long as the signal regains its strength to greater than -95 dbm further away from the Base Station. For the limited purpose of determining whether the use of a Repeater is necessary or desirable, there shall be deemed not to be Adequate Coverage within said holes. The outer boundary of the area of Adequate Coverage, however, is that location past which the signal does not regain a strength of greater than -95 dbm.

ADEQUATE CAPACITY - Capacity is considered to be "adequate" if the Grade of Service is p.05 or better for a worst case day in a preceding month, based on the Erlang B Tables, prior to the date of Application; or as measured using direct traffic measurement of the Personal Wireless Service Facility in question for existing Facilities requesting Major Modification, and where the call blocking is due to frequency contention at the antenna(s).

ANTENNA - A device which is attached to a Tower, or other structure for transmitting and receiving electromagnetic waves.

BASE STATION - The primary sending and receiving site in a wireless telecommunications network.

CHANNEL - The segment of the radiation spectrum from an Antenna which carries one signal. An Antenna may radiate on many Channels simultaneously.

CLUSTERING - The location of Towers in as close proximity to one another as technically feasible upon any Facility Site.

COMMUNICATION EQUIPMENT SHELTER - A structure located at a Base Station designed principally to enclose equipment used in connection with Personal Wireless Service transmissions.

DBM - Unit of measure of the power level of an electromagnetic signal expressed in decibels referenced to 1 milliwatt.

EMF - Electromagnetic Frequency Radiation

FACILITY SITE - The location within a Wireless Telecommunications Overlay District leased by one or more Personal Wireless Service Providers and upon which one or more Personal Wireless Service Facility(s) and required landscaping are located.

FACILITY/TOWER SPECIAL PERMIT (F/TSP) - The Special Permit required to be obtained in order to install any Tower or Personal Wireless Service Facility or for any Major Modification Of An Existing Facility within the Wireless Telecommunications Overlay District.

FCC - Federal Communications Commission. The Government agency responsible for regulating telecommunications in the United States.

FCC 96-326 - A Report and Order which sets new national standards for emissions of Radio-Frequency emissions from FCC-regulated transmitters. This Report And

Order is now contained within Title 47 Regulations, Section 1, §1.1307.

GHZ - Gigahertz: One billion hertz.

GRADE OF SERVICE - A measure of the percentage of calls which are able to connect to the Base Station, during the busiest hour of the day. Grade of Service is expressed as a number, such as p.05 - which means that 95% of callers will connect on their first try. A lower number (p.04) indicates a better Grade of Service.

HERTZ - One hertz is the frequency of an electric or magnetic field which reverses polarity once each second, or one cycle per second.

MAJOR MODIFICATION OF AN EXISTING FACILITY - Any change, or proposed change in power input or output, number of Antennas, change in Antenna type or model, repositioning of Antenna(s), change in number of Channels per Antenna above the maximum number approved under an existing Special Permit. Also any increase, or proposed increase in dimensions of an existing and permitted Tower or other structure designed to support Personal Wireless Service transmission, receiving and/or relaying antennas and/or equipment.

MAJOR MODIFICATION OF AN EXISTING REPEATER - Any removal of or change in location of any Repeater(s) from the Repeater Site(s) for which a Repeater Special Permit has been received.

MHZ - Megahertz: One million hertz.

MONITORING - The measurement, by the use of instruments in the field, of the radiation from a Site as a whole, or from individual Personal Wireless Service Facilities, Towers, Antennas or Repeaters.

MONITORING PROTOCOL - The testing protocol, initially the Cobbs Protocol, which is to be used to monitor the emissions from existing and new Personal Wireless Service Facilities and Repeaters upon adoption of this Article. The SPGA may, as the technology changes, require, by written regulation, the use of other testing protocols. A copy of the Monitoring Protocol shall be on file with the Select Board and the Town Clerk.

MONOPOLE - A single selfsupporting vertical pole with below grade foundations.

PERSONAL WIRELESS SERVICES - Commercial Mobile Services, unlicensed wireless services, and common carrier wireless exchange access services. These services include: cellular services, personal communications services (PCS), Specialized Mobile Radio Services, and Paging Services.

PERSONAL WIRELESS SERVICE FACILITY - All equipment (excluding any Repeaters) with which a Personal Wireless Service Provider broadcasts and receives the radio-frequency waves which carry their services and all locations of said equipment or any part thereof. This Facility may be sited on one or more Towers or structure(s) owned and permitted by another owner or entity.

PERSONAL WIRELESS SERVICE PROVIDER - An entity, licensed by the FCC to provide Personal Wireless Services to individuals or institutions.

RADIATION PROPAGATION STUDIES OR RADIAL PLOTS - Computer generated estimates of the radiation emanating from Antennas or Repeaters sited on a specific Tower or structure. The height above mean sea level, power input and output, frequency output, type of antenna, antenna gain, topography of the site and its surroundings are all taken into account to create these simulations. They are the primary tool for determining whether a site will provide Adequate Coverage for the Personal Wireless Service Facility proposed for that Site.

REPEATER - A small receiver/relay transmitter of not more than 20 watts output designed to provide service to areas which are not able to receive Adequate Coverage directly from a Base Station.

REPEATER SITE - The location within the Town of Monterey leased by one or more Personal Wireless Service Providers and upon which one or more Repeater(s) and required camouflage or screening are located.

REPEATER SPECIAL PERMIT (RSP) - The Special Permit required to be obtained in order to install any Repeater, or for Major Modification Of An Existing Repeater within the Town of Monterey.

SPECIAL PERMIT GRANTING AUTHORITY (SPGA) - The Board of Appeals shall be the SPGA for this Article.

TELEPORT - A multi-user commercial facility utilizing satellite dishes of greater than 2.0 meters in diameter designed to uplink to communications satellites for transmission of data.

TOWER - A lattice structure or framework, or Monopole that is designed to support Personal Wireless Service transmission, receiving and/or relaying antennas and/or equipment.

WIRELESS TELECOMMUNICATIONS OVERLAY DISTRICT (WTOD) - Specific area(s), determined by engineering analysis to contain sites where Adequate Service may be provided to the Town of Monterey, which, at the same time, have the potential of reducing or mitigating negative impacts in accordance with § IV.F.1 of this bylaw. The Overlay District is defined in §III A.4.2 of this Bylaw.

§IV.F.4. Exempted Wireless Telecommunications Uses:

This Article specifically exempts the following wireless telecommunications facilities: police, fire, ambulance and other emergency dispatch; citizens band radio. Amateur radio towers used in accordance with the terms of any amateur radio service license issued by the FCC, are exempt, provided that (1) the tower is not used or licensed for any commercial purpose; and (2) the tower shall be removed upon loss or termination of said FCC license. No Personal Wireless Service Facility or Repeater shall be considered exempt from this Article for any reason whether or not said Facility or Repeater is proposed to share a Tower or other structure with such exempt uses.

§IV.F.5. Provision of Independent Consultants:

- A. Upon submission of an Application for any Special Permit under this Article, the Applicant shall pay a review fee determined by the SPGA, consisting of reasonable costs to be incurred by the SPGA for the employment of independent consultants. These Consultants shall each be qualified professionals with a record of service to municipalities in one of the following fields: a) telecommunications engineering, b) structural engineering, c) monitoring of electromagnetic fields, and, if determined necessary by the SPGA, d) other relevant fields of experience as determined by the SPGA.
- B. The SPGA shall select the Independent Consultant(s) after consultation with the Select Board, the Planning Board, the Board of Health, and the Conservation Commission, each of which shall propose a list of qualified candidates.

§IV.F.6. Prohibition of Teleports:

There shall be no Teleport(s) within the Town of Monterey.

§IV.F.7. Wireless Telecommunications Overlay Districts:

- A. Towers and Personal Wireless Service Facilities shall be located only within Wireless Telecommunications Overlay District(s) within the Town of Monterey. Repeaters may be located within these District(s), but are also allowed in the rest of the Town by Special Permit.
- B. Access shall be provided to the Tower or Facility or Repeater Site by a roadway which respects the natural terrain, does not appear as a scar on the landscape and is approved by the SPGA and the Chiefs of all emergency services in the Town to assure emergency access at all times. Consideration shall be given to design which minimizes erosion, construction on unstable soils and on steep slopes.

§IV.F.8. Application Requirements:

No Personal Wireless Service Facility, Tower, or Repeater shall be erected, constructed, or installed or undergo Major Modification without first obtaining a Special Permit from the SPGA in accordance with the requirements set forth herein. One or both of two kinds of Special Permits are required; a) A Facility/Tower Special Permit (henceforth F/TSP) for new Facility/Tower construction (or Major Modification Of An Existing Facility); b) A Repeater Special Permit (henceforth RSP) for Repeater(s) to be mounted on an existing, or newly permitted, Tower or structure (or Major Modification Of An Existing Repeater). If Applicant is applying for both Permits, they shall be submitted and examined concurrently.

- A. 1. For Personal Wireless Service Facilities or Towers a F/TSP is required. Applicant must submit all information required in §IV.F.8 (B) & (C):
 - 2. For all Repeaters proposed for installation, an RSP is required. An RSP may be applied for by an Applicant who is currently applying

for a F/TSP under this Article, or by an Applicant who has previously received a F/TSP under this Article or by an entity which is providing Personal Wireless Services to the Town of Monterey from a base station outside the Town. Applicant must submit all information required in §IV.F.8 (D).

B. Adequate Coverage, Adequate Capacity, and Justification of Need for F/TSP:

1. Applicant shall provide written documentation of any Facility Site(s) in Monterey, and any sites in abutting towns located within eight miles of any boundary of the Town of Monterey, in which it has a legal or equitable interest, whether by ownership, leasehold or otherwise. For each such Facility Site, it shall demonstrate with written documentation that this Facility Site is not already providing, or does not have the potential by adjusting the Site, to provide Adequate Coverage and/or Adequate Capacity to the Town of Monterey. The documentation shall include, for each Facility Site listed;

- a) the exact Tower location (in Longitude and Latitude, to degrees, minutes, seconds),
- b) ground elevation above mean sea level at the Tower location,
- c) height of Tower or structure,
- d) type, manufacturer and model number of Antennas,
- e) Antenna gain,
- f) height of Antennas on Tower or structure,
- g) output frequency,
- h) number of channels,
- i) power input and
- j) maximum power output per channel.

Potential adjustments to these existing Facility Sites, including changes in Antenna type, orientation, gain, height or power output shall be specified. Radial Plots from each of these Facility Sites, as they exist, and with adjustments as above, shall be provided as part of the Application.

2. Applicant shall demonstrate with written documentation that they have examined all existing Facility Sites located in Monterey and in any sites in abutting towns located within eight miles of any boundary of the Town of Monterey, in which Applicant has no legal or equitable interest, whether by ownership, leasehold or otherwise. For each such Facility Site, it shall demonstrate with written documentation that this Facility Site is not already providing, or does not have the potential by adjusting the Site, to provide Adequate

Coverage and/or Adequate Capacity to the Town of Monterey. The documentation shall include, for each Facility Site listed;

- a) the exact Tower location (in Longitude and Latitude, to degrees, minutes, seconds),
- b) ground elevation above mean sea level at the Tower location,
- c) height of Tower or structure,
- d) type, manufacturer and model number of proposed Antennas,
- e) proposed Antenna gain,
- f) height of proposed Antennas on Tower or structure,
- g) proposed output frequency,
- h) proposed number of channels,
- i) proposed power input and
- j) proposed maximum power output per channel

Radial Plots from each of these existing Facility Sites, configured as documented above, shall be provided as part of the Application.

3. Applicant shall demonstrate with written documentation that they have analyzed the feasibility of Repeaters in conjunction with all existing Facility Sites listed in compliance with § IV.F.8 (B) (1) & (2) (above) to provide Adequate Coverage and/or Adequate Capacity to the Town of Monterey. Radial Plots of all Repeaters considered for use in conjunction with these Facility Sites shall be provided as part of the Application.

C. Required Documentation for F/TSP:

The Applicant shall include reports prepared by one or more professional engineers, which shall demonstrate that the Personal Wireless Service Facility and Tower comply with all applicable standards of the Federal and State governments. Specifically:

1. Copies of all submittals and showings pertaining to: FCC licensing; Environmental Impact Statements; FAA Notice of Construction or Alteration; Aeronautical Studies; and, all data, assumptions and calculations relating to service coverage and power levels regardless of whether categorical exemption from Routine Environmental Evaluation under the FCC rules is claimed.
2. Copies of all information submitted in compliance with requirements of Massachusetts Department of Public Health, 105 CMR 122 nonionizing radiation limits for: the general public from non-occupational exposure to electromagnetic fields, employees from occupational exposure to electro-magnetic fields, and exposure to microwave ovens., or any revisions thereof as the Department of Public Health may, by written notice, create.
3. The exact legal name, address or principal place of business and phone number of the Applicant. If any Applicant is not a natural person, it shall also give the state under which it was created or organized.
4. The name, title, address and phone number of the person to whom correspondence or communications in regard to the application are to

be sent. Notice, orders and other papers may be served upon the person so named, and such service shall be deemed to be service upon the Applicant.

5. Name, address, phone number, and written consent to apply for this permit, of the owner of the property on which the proposed Personal Wireless Service Facility and/or Tower shall be located, or of the owner(s) of the Tower or structure on which the proposed Personal Wireless Service Facility shall be located.
6. Required Plans and engineering plans, prepared, stamped and signed by a Professional Engineer licensed to practice in Massachusetts. (Note: survey plans shall also be stamped and signed by a Professional Land Surveyor registered in Massachusetts.) Plans shall be on 24" x 36" sheets, on as many sheets as necessary, and at scales which are no smaller (i.e. no less precise) than listed below in § IV.F.8 (C)(7)(a-d). Each plan sheet shall have a title block indicating the project title, sheet title, sheet number, date, revision dates, scale(s), and original seal and signature of the P.E. and other professionals who prepared the plan.
7. Applicant shall, as part of its application, provide the SPGA with the following plans and maps:
 - a. Proposed Site Plans: Proposed Facility Site layout, grading and utilities at a scale no smaller than 1" = 40' (1:480 or metric equivalent 1:500) showing the entire vicinity within a 400' radius of the Tower site with topography drawn with a minimum of 2' (0.6 meter) contour interval.
 - i. Proposed Tower location and any appurtenances, if any, and any accessory building (Communication Equipment Shelter or other). Indicate property boundaries of the Overlay District and setback distances to the base(s) of the Tower and to the nearest corners of each of the appurtenant structures to those boundaries, and dimensions of all proposed improvements.
 - ii. Limits of areas where vegetation is to be cleared or altered, and justification for any such clearing or alteration.
 - iii. Plans of proposed access driveway or roadway and parking area at the Facility Site. Include grading, drainage, travel-led width. Include a cross section of the access drive indicating the width, depth of gravel, paving or surface materials.
 - b. Proposed Tower and Appurtenances:
 - i. Plans, elevations, sections and details at appropriate scales but no smaller than 1" = 10'.
 - ii. Two cross sections through proposed Tower drawn at right angles to each other, and showing the ground profile to at least 100 feet beyond the limit of clearing. Indicate proposed spot

- elevations at the base of the proposed Tower. Dimension the proposed height of tower above average grade at Tower Base. Indicate the maximum allowable structural height of the Tower after addition of any modular sections. Show all proposed antennas, including their location on the Tower.
- iii. Details of typical Tower foundation, including cross sections and details. Show all ground attachments, specifications for anchor bolts and other anchoring hardware.
 - iv. Details of typical Tower foundation, including cross sections and details. Show all ground attachments, specifications for anchor bolts and other anchoring hardware.
 - iv. Detail proposed exterior finish and camouflage of the Tower.
 - v. Indicate relative height of the Tower to the tops of surrounding trees as they presently exist.
- c. Proposed Communications Equipment Shelter:
- i. Floor Plans, elevations and cross sections at a scale of no smaller than $1/4" = 1'$ (1:48) of any proposed appurtenant structure.
 - ii. Representative elevation views, indicating the roof, facades, doors and other exterior appearance and materials.
- d. Proposed Equipment Plan:
- i. Plans, elevations, sections and details at appropriate scales but no smaller than $1" = 10'$.
 - ii. Number of Antennas and Repeaters (if any), as well as the exact locations of all Repeaters (if any) located on a map as well as by Degrees, minutes and seconds of Latitude and Longitude.
 - iii. Mounting locations on Tower or structure, including height above ground.
 - iv. Antenna type(s), manufacturer(s), model number(s).
 - v. For each Antenna, the Antenna gain and Antenna radiation pattern.
 - vi. Number of channels per Antenna, projected and maximum.
 - vii. Power input to the Antenna(s).
 - viii. Power output, in normal use and at maximum output for each Antenna and all Antennas as an aggregate.
 - ix. Output frequency of the Transmitter(s).
2. Name, address, phone number, and written consent to apply for this permit, of the owner of the property on which the proposed Repeater shall be located, and of the owner(s) of the Tower or structure on which the proposed Repeater shall be located.
3. Proposed Repeater Site layout, grading and utilities at a scale no smaller than $1" = 40'$ (1:480 or metric equivalent 1:500) showing the entire vicinity within a 300' radius of the Repeater site with

topography drawn with a minimum of 2' (0.6 meter) contour interval.

- a) Proposed Repeater location and any appurtenances, if any, and any accessory building (Communication Equipment Shelter or other). Indicate property boundaries of abutters within 300' of the Repeater, and dimensions of all proposed improvements.
- b) Limits of areas where vegetation is to be cleared or altered, and justification for any such clearing or alteration.
- c) Plans of any proposed access driveway or roadway and parking area at the Repeater site. Include grading, drainage, travelled width. Include a cross section of the access drive indicating the width, depth of gravel, paving or surface materials.

§IV.F.9. General Requirements for F/TSP(s):

- A. A Special Permit shall not be granted for a Tower to be built on speculation. If Applicant is not simultaneously installing a Personal Wireless Service Facility on the Tower, it shall provide a copy of its existing lease/contract with a Personal Wireless Service Provider. Said Provider shall provide all necessary data to comply with the terms of this Article, as a part of Applicant's application for a F/TSP or the Special Permit shall not be granted.
- B. Tower(s) shall minimize, to the extent feasible, adverse visual impacts on the environment. The SPGA may impose reasonable conditions to ensure this result, including, but not limited to, requiring the use of camouflage, painting, lighting standards and screening.

CHCH A vegetated buffer strip of undisturbed trees of at least 100' in depth (or less if determined by the SPGA to be sufficient), shall be retained as close to the Tower as possible, but in all cases there shall be no clearing at a distance in excess of 25 feet in radius from the base of the Tower except where the access drive is located. ??????t in radius from the base of the Tower except where the access drive is located.

DHDH Fencing: The area around the Tower and Communication Equipment Shelter(s) shall be completely fenced for security within an area no greater than 25 feet in radius from the base of the tower, and to a height of six feet, and gated. Use of razor wire is not permitted.

- E. Signs: There shall be no signs, except the following. A sign no greater than two (2) square feet indicating the name of the Personal Wireless Service Facility's owner(s) and a 24 hour emergency telephone number shall be posted adjacent to the entry gate. In addition, No Trespassing or other warning signs may be posted on the fence. All signs shall conform to the sign requirements of this bylaw, §VII.A.

- F. Communication Equipment Shelters and Accessory Buildings shall be designed to be architecturally similar and compatible with each other, and shall be no more than 12 feet high. The buildings shall be used only for the housing of equipment related to this particular site. Whenever possible, the

buildings shall be joined or clustered so as to appear as one building.

- G. New Towers shall be the lesser of (a) 105 feet or (b) the minimum height determined by the independent consultant(s) to provide the applicant Adequate Coverage from the Personal Wireless Service Facility(s) proposed for use on the Tower.
- H. Towers shall be located at least one and one half times their maximum structural height within the outer boundary of any Wireless Telecommunications Overlay District(s)
- I. Tower Finish: All Tower(s) shall be constructed to resemble or mimic a native coniferous species of tree to minimize the adverse visual impact unless otherwise required by the SPGA.
- J. Tower(s) must be placed to minimize visual impacts. Applicants shall place Towers on the side slope of terrain, so that, as much as possible, the top of the Tower does not protrude over the ridge line, as seen from public ways.
- K. To the extent feasible, all network interconnections to and from the telecommunications site and all power to the site shall be installed underground. At the initial construction of the access road to the site, sufficient conduit shall be laid to accommodate the maximum possible number of Personal Wireless Service Providers licensed to provide services to the Town of Monterey and surrounding areas.
- L. If primary coverage (greater than 50%) from proposed Personal Wireless Service Facility is outside Monterey, then the permit may be denied unless the Applicant demonstrates to the satisfaction of the SPGA that the Applicant is unable to locate within the Town which is primarily receiving service from the proposed Facility.
- M. Unless required by the Federal Aviation Administration, no night lighting of Towers, or the Personal Wireless Service Facility, is permitted, except for manually operated emergency lights for use only when operating personnel are on site.
- N. No Tower or Personal Wireless Service Facility that would be classified as a hazard to air navigation, as defined by the Federal Aviation regulations (Title 14 CFR) is permitted.
- O. No Tower or Personal Wireless Service Facility with the exception of Repeaters shall be located within any of the following prohibited areas:
 - 1. Outside of the Wireless Telecommunications Overlay District(s);
 - 2. Massachusetts or federally regulated wetland;
 - 3. A Massachusetts Certified Vernal Pool;
 - 4. The habitat of any State-listed Rare or Endangered Wildlife or Rare Plant Species;
 - 5. Within 100' horizontally from any Massachusetts regulated wetland
 - 6. Within 200' horizontally of the Outer Riparian Zone of any river or perennial stream;

7. Within 500' horizontally from any Historic District or property listed or eligible to be listed on the state or federal Register of Historic Places;
8. Within 500' horizontally from any known archaeological site.

§IV.F.10. General Requirements for RSP(s):

- A. No Repeater shall be located closer than 50' to an existing Dwelling Unit, nor less than 25' above ground.
- B. The SPGA may require the use of screening, painting or camouflage to reduce the visual impacts of Repeaters.
- C. Repeaters shall be located so as to have the least possible impact on the views of the residents of the Town of Monterey.

§IV.F.11. Evaluation by Independent Consultants.

- A. Upon submission of a complete Application for any Special Permit(s) under this Article, the SPGA shall provide its Independent Consultant(s) with the full Application(s) for their analysis and review.
- B. Applicants for any Special Permit(s) under this Article shall grant permission for the Town's Independent Consultant(s), to conduct any necessary site visit(s).

§IV.F.12. Approval Criteria:

- A. In acting on the Special Permit Application, the SPGA shall proceed in accordance with the procedures and timelines established for Special Permits as mandated by M.G.L. c.40A§9.
- B. In addition to the findings required by the Bylaw in §IX.B.2., the SPGA shall, in consultation with the Independent Consultant(s), make all of the applicable findings before granting the Special Permit, as follows:
 1. That Applicant is proposing to locate its Personal Wireless Service Facility or Tower within a Wireless Telecommunications Overlay District; and
 2. That Applicant is not able to use Existing Towers/Facility Sites in or around the Town of Monterey, either with or without the use of Repeaters, to provide Adequate Coverage and/or Adequate Capacity to the Town of Monterey; and
 3. That proposed Personal Wireless Service Facility/Tower or Repeater will not have an undue adverse impact on historic resources, scenic views, residential property values, natural or man-made resources; and
 4. That the Applicant has agreed to implement all reasonable measures to mitigate the potential adverse impacts of the Towers and Facilities; and
 5. That the proposal shall comply with FCC 96-326 and any and all other applicable FCC regulations, regarding emissions of

electromagnetic radiation and that the required Monitoring program is in place and shall be paid for by the Applicant.

- C. Any decision by the SPGA to deny an Application for a Special Permit under this Article shall be in conformance with SEC. 332 [47 U.S.C. 332] (7)(B)(ii),(iii) of the Act, in that it shall be in writing and supported by substantial evidence contained in a written record.

§IV.F.13. Monitoring and Evaluation of Compliance:

- A. Initial Monitoring: It shall be a condition of any Special Permit granted under this bylaw that, in order to determine the Tower and Facility's or Repeater's radio frequency emissions and their compliance with FCC regulations, the Applicant shall, after the granting of a Special Permit and within 30 days of the date that Applicant's Personal Wireless Service Facility(s) or Repeater(s) begin(s) transmission, pay for an Independent Consultant, hired by the Town, to Monitor the levels of EMF radiation, around the proposed Facility and/or Repeater Site(s). The Independent Consultant shall use the Monitoring Protocol. A report of the Monitoring results shall be prepared by the Independent Consultant and submitted to the SPGA, the Select Board, the Planning Board, the Board of Health, the Building Inspector and the Town Clerk.
- B. Ongoing Monitoring: It shall be a condition of any Special Permit granted under this bylaw that, in order to determine ongoing compliance with FCC regulations, after transmission begins, the owner(s) of any Personal Wireless Service Facility(s) or Repeater(s) located on any Facility or Repeater Site shall pay for an Independent Consultant, hired by the Town, to conduct testing and Monitoring of EMF radiation emitted from said Site, and to report results of said Monitoring, as follows:
 - 1. There shall be routine annual Monitoring of emissions by the Independent Consultant using actual field measurement of radiation, utilizing the Monitoring Protocol. This Monitoring shall measure levels of EMF radiation from the Facility Site's primary Antennas as well as from Repeater Site(s) (if any). A report of the Monitoring results shall be prepared by the Independent Consultant and submitted to the SPGA, the Select Board, the Planning Board, the Board of Health, the Building Inspector and the Town Clerk.
 - 2. Any Major Modification of Existing Facility, or the activation of any additional permitted channels, shall be cause for new Monitoring in accordance with §IV.F.13 (A) & (B)(1) above.
- C. Excessive Emissions: Should the Monitoring of a Facility or Repeater Site reveal that the Site exceeds the FCC 96-326 standard, or any other applicable FCC standard, then the owner(s) of all Facilities utilizing that Site shall be so notified. The owner(s) shall submit to the SPGA and the Building Inspector a plan for the reduction of emissions to a level that complies with the FCC 96-326 standard and any and all other applicable

FCC regulations within 10 business days of notification of non-compliance. That plan shall reduce emissions to the applicable FCC standard within 15 days of initial notification of non-compliance. Failure to accomplish this reduction of emission within 15 business days of initial notification of non-compliance shall be a violation of the Special Permit and subject to penalties and fines, of \$300.00 per violation, as specified in M.G.L. §40. §§21.D. Every day of ongoing non-compliance shall be considered a new violation. Such fines shall be payable by the owner(s) of the Personal Wireless Service Facilities with Antennas on the Facility Site, until compliance is achieved.

- D. Structural Inspection: It shall be a condition of the Special Permit that, Tower owner(s) shall pay for an Independent Consultant (a licensed professional structural engineer), hired by the Town, to conduct inspections of the Tower's structural integrity and safety. Towers shall be inspected every five years. A report of the inspection results shall be prepared by the Independent Consultant and submitted to the SPGA, Select Board, the Planning Board, the Board of Health, the Building Inspector, and the Town Clerk. Any Major Modification of Existing Facility which includes changes to Tower dimensions or antenna numbers or type shall require new structural inspection.
- E. Unsafe Structure: Should the inspection of any Tower reveal any structural defect(s) which, in the opinion of the Independent Consultant render(s) that Tower unsafe, the following actions must be taken. Within 10 business days of notification of unsafe structure, the owner(s) of the Tower shall submit a plan to remediate the structural defect(s). This plan shall be initiated within 10 days of the submission of the remediation plan, and completed as soon as reasonably possible. Failure to accomplish this remediation of structural defect(s) within 10 business days of initial notification shall be a violation of the Special Permit and subject to penalties and fines, of \$300.00 per violation, as specified in M.G.L. §40. §§21.D. Every day of ongoing non-compliance shall be considered a new violation. Such fines shall be payable by the owner(s) of the Tower, until compliance is achieved.

§IV.F.14. Removal Requirements:

Any Personal Wireless Service Facility or Repeater which ceases to operate for a period of one year shall be removed. Cease to operate is defined as not performing the normal functions associated with the Personal Wireless Service Facility or Repeater and its equipment on a continuous and ongoing basis for a period of one year. At the time of removal, the Facility or Repeater Site shall be remediated such that all Personal Wireless Service Facility or Repeater improvements which have ceased to operate are removed. If all Facilities on a Tower have ceased to operate, the Tower shall also be removed, and the Facility or Repeater Site, including any access road(s) which lead to that Facility or Repeater Site from the main access road, shall be revegetated. If all Facility or Repeater Sites have ceased to operate,

the owner of the last Personal Wireless Service Facility or Repeater to leave the site shall revegetate the access road in its entirety. Existing trees shall only be removed with the written permission of the SPGA, and only if the SPGA determines such removal of trees to be necessary to complete the required removal of Personal Wireless Service Facility(s) or Repeater(s).

§IV.F.15. Performance Guarantees:

A. Applicant shall, as a condition of the Special Permit:

1. Post an initial cash bond in a reasonable amount determined and approved by the SPGA. This bond shall be in force to cover the costs of the remediation of any damage to the landscape which occurs during the clearing of the Site; and to cover the cost of the removal of the Tower or Facility or Repeater from the Site, and remediation of the landscape, should the Facility or Repeater cease to operate.
2. Post a maintenance bond for the access road(s), site(s) and tower(s) in amounts approved by the SPGA.

§IV.F.16. Fees and Insurance:

- A. Towers, Personal Wireless Service Facilities and Repeaters shall be insured by the owner(s) against damage to persons or property. The owner(s) shall provide a Certificate of Insurance to the Select Board's Office on an annual basis in which the Town of Monterey shall be an additional named insured. The insurer must notify the Select Board, by certified mail, of any impending cancellation or of any change whatsoever in policy coverages.
- B. A schedule of fees for Personal Wireless Service Facility, Tower and Repeater permitting and renewal, any Monitoring of emissions and inspection of structures, and any other fees shall be established by the SPGA pursuant to M.G.L. c. 40A, §9. This schedule may be amended from time to time.

§IV.F.17. Permit Expiration and Renewal:

- A. In accordance with §VII.B.1.c. of the bylaw, any Building Permit granted under this section shall lapse if the Applicant fails to begin construction on the Facility or Tower or Repeater within a one year period of said grant.
- B. In accordance with M.G.L. c.40A§9, any Special Permit granted under this section shall lapse if the Applicant fails to begin construction on the Facility or Tower or Repeater within a two year period of said grant.
- C. All Special Permits granted under this section shall be granted for five years with the SPGA retaining the option, at their discretion, to renew said Special Permit for additional five year period(s), if the SPGA determines that the Tower and/or Facility and/or Repeater so permitted shall have been and shall remain in compliance with all terms and conditions of this bylaw and of any conditions placed upon the original Special Permit at the time of granting.

§IV.F.18. Severability Clause:

The invalidity of any section or provision of this Bylaw shall not invalidate any other section or provision hereof.

The voice vote on this article was unanimous with one voiced abstention.

There being no other business brought before the Special Town Meeting, it was moved, seconded and unanimously voted that the meeting adjourn at 8:02pm.

Respectfully submitted,
Barbara B. Swann,

Bylaw Disapproval

Massachusetts Environmental Police, Headquarters Bureau

March 20, 1998

I am responding to your letter dated March 2, 1998 regarding action taken at a Special Town Meeting, held in the town of Monterey on February 27, 1998, in particular Article 3, sections 7 and 8, and Article 4, section 9.

Article 3, section 7. Personal Watercraft is approved. This definition mirrors the description given under state law.

Article 3, section 8. is not approved. A prohibition on the operation of personal watercraft does not appear to be warranted at this time. I have enclosed a copy of the guidelines that we ask towns to follow when developing regulations, regarding the use of vessels. As you will see in these guidelines, there are many other regulatory options rather than a complete ban.

Article 4, section 9. is not approved. In addition to the reasoning used above, for Article 3, section 8, the general laws require that when a body of water within two or more communities (Lake Buel) that all communities adopt the same regulations. You can see the confusion for law enforcement personnel when a single body of water has a restriction that applies to only a portion of it and the geographical area of that restriction cannot be determined (see M.G.L. ch 90B, sec.15.[c]).
s/Richard A. Murray, Director

Bylaw Disapproval

Office of the Attorney General, 436 Dwight Street, Springfield

April 28, 1998

I return the amendments to the General by-laws adopted under Article 3 & 4 of the Warrant for the Special town meeting that convened on February 27, 1998, with the enclosed disapproval of this Office.

As you know, town bylaws pertaining to Great Ponds require, in addition to the approval of this office, the approval of the Director of Law Enforcement within the Department of Fisheries, Wildlife and Environmental Law Enforcement, G.L. c.90B, sections 11n and 15, and chapter 131, section 45. Because the Director has specifically indicated his disapproval of these bylaws, we must do the same.
s/Kristi A. Bodin, Assistant Attorney General Coordinator, Municipal Law Unit
Western Massachusetts Division

Bylaw Disapproval

Office of the Attorney General, 436 Dwight Street, Springfield.

May 6, 1998

I return the amendments to the Zoning by-laws adopted under Article 5 of the Warrant for the Special town meeting that convened on February 27, 1998, with the enclosed approval of this Office. In approving Article 5, we have determined there to be no inconsistency between its provisions and state law, but we have made no corresponding determination that the by-law is consistent with federal law or regulation. We would therefore encourage further review of its provisions for consistency with federal law, specifically section 704 of the Federal Telecommunications Act.

s/ Kristi A. Bodin, *Assistant Attorney General*
 Coordinator, Municipal Law Unit
 Western Massachusetts Division

Vital Statistics Report of the Town of Monterey
July 1, 1996 - July 1, 1997

Births:

- A son to Andrea and Christopher Dunlop, November 1997
- A son to Denise and Richard F. Andrus, March 1998
- A daughter to Christine and Delbert C. Martin April, 1998
- A daughter to Beth and David J. Ziegler, May, 1998
- A daughter to Linda and Francis S. Mulvey, May, 1998
- A daughter to Jamie and Christopher Vlcek, June, 1998

Marriages:

- July, 1997 John H. Sellew and Susan Bronson both of Monterey
- August, 1997 Bruce P. Kelly and Denise J. Phillips of Monterey and New York
- June, 1998 Eric M. Savelson and Joanna R. Arkans of California and Monterey

Deaths:

| | | |
|-------------------|------------------------|--------|
| July 18, 1997 | Ernest F. Heath | age 66 |
| July 19, 1997 | Florence Edna Brown | age 93 |
| August 23, 1997 | Fred Lancome | age 86 |
| August 26, 1997 | Roland Barnett | age 78 |
| January 2, 1998 | Lucie Lancome | age 90 |
| January 30, 1998 | Thomas J. Vickerman | age 41 |
| February 11, 1998 | Lena H. Greene | age 87 |
| April 1, 1998 | Walter Alfred Anderson | age 86 |

Report on Licenses sold in the Town of Monterey

Fish and Hunting Licenses:

| | |
|--------------------------------|-----------|
| F1 Resident Fishing | 11 |
| F2 Resident Fishing, age 65-69 | 1 |
| F3 Resident Fishing, age 70 | 1 |
| F6 Non-Resident Fishing | 14 |
| F7 3 day Fishing | 1 |
| Duplicate | 1 |
| H1 Resident Hunting | 3 |
| Trapping | 1 |
| Sporting | 6 |
| Age 70 Sporting | 10 |
| Stamps Various | <u>33</u> |
| Total | 82 |

Total clerk fees 18.50

Fisheries & Wildlife \$1,226.75

County Dog Tags in Monterey

| | |
|-----------------|-----|
| | No. |
| Female Dogs | 12 |
| Spayed Females | 60 |
| Male Dogs | 9 |
| Neutered Males | 32 |
| Kennel Licenses | 1 |

Total 114

TOTAL clerk fees \$86.25

Total To County \$512.50

Respectfully submitted,
TOWN CLERK

Barbara B. Swann

REPORT OF THE TOWN TREASURER

GENERAL FUNDS

| | |
|----------------|------------|
| Bank Boston | 30,602.05 |
| Berkshire Bank | 3,254.53 |
| Berkshire Bank | 1,464.15 |
| BostonSafe | 43,375.76 |
| Fleet Bank | 28,251.59 |
| Lee Bank | 261,097.17 |
| People's Bank | 1,649.00 |
| People's bank | 7,482.99 |

TRUST FUNDS

| | |
|-----------------------------|------------------|
| Library Memorial | 1,624.04 |
| Abercrombie Library M. Mkt. | 11,949.11 |
| Conservation | 10,473.11 |
| Perpetual Care | 18,828.04 |
| Perpetual Care CD | 19,798.53 |
| Stabilization. | <u>75,786.94</u> |

| | |
|---------------------------------------|-------------------|
| Total all Cash and Investments | 517,637.01 |
|---------------------------------------|-------------------|

Respectfully submitted
Patricia Mielke, *Treasurer*

REPORT OF THE VETERAN'S MEMORIAL COMMITTEE

July 4, 1997 was a day to be forever remembered in Monterey's history. The new Monterey Veterans Memorial Park was dedicated at 10:00 A.M. The main black Impala granite monument was erected and a proper formal ceremony took place. During this coming year three individual monuments were installed listing Monterey veterans from the Revolutionary war to the Vietnam war. The committee's future goal is to do some minor landscaping, place a few benches in the area and install a small solar powered light to show up the flag at night so that the flag won't have to be lowered at dusk each day. More funds are needed (approximately \$ 6000) to complete these items. All money and considerable labor and materials were donated.

The committee especially thanks Linda Thorpe, Cemetery Commission Chair and Patricia Mielke, Town Treasurer for their attendance at our meetings and for their considerable help.

We hope that the committee will shortly complete its work, and that the town will be proud of the park that will forever honor veterans with this peaceful remembrance.

Dean P. Amidon, *Chairman*
Frank D'Amato, Arnold A. Hayes, Georgiana O'Connell

REPORT OF THE VISITING NURSES' ASSOCIATION

The Berkshire VNA - *the VNA of the Berkshires* is pleased to provide comprehensive home health and health promotion services to the residents of Monterey. The cost of health care has been the center of many public debates over the past few years, and as a result federal payments for services are changing dramatically. Home health, which continues to be one of the most cost effective and preferred sources of health care, is transitioning through the most substantial cut in funding since the inception of the Medicare program. These reductions continue to make the BVNA prevention and health promotion programs supported by your town even more important in helping to prevent those with risk of disease or illness from losing access to needed services.

Over our ninety-one year history we have collaborated with patients, families and physicians to provide one of the most comprehensive packages of professional in-home medical and support services available in the Berkshires. These services may be needed following a hospital stay or outpatient surgery, or help prevent hospitalization. Nursing services available include adult and pediatric nursing, nursing specialties such as intravenous therapy, psychiatric nursing, parent, child health, and family health. In addition, we provide the rehabilitative therapies of physical, occupational and speech therapy and medical social work. To support residents in need of personal care and assistance with activities of daily living we provide home health aides, personal care assistants, companions and homemakers.

Through your Board of Health program with the Berkshire VNA we have provided health education, screening and disease prevention clinics as well as in-home visits to support individual, family and community well-being. Susan Kaufman, RNC, our public health coordinator, tracks, manages and provides follow-up investigation on all reports of outbreaks of communicable diseases such as tuberculosis, hepatitis and bacterial food poisoning. Increasing the number of influenza and pneumonia immunizations given to town residents and increasing awareness of the value of preventative care continues to be a key focus of this program. These preventable illnesses can cost thousands of dollars in hospital and medical care and lost work and wages. Demonstrating the impact of this effort, 97 influenza and pneumonia immunizations were given this past year. Pneumonia vaccine administration increased 95%.

We also are pleased to report that 97 visits were completed at regularly scheduled Board of Health Prevention Clinics. Residents receive the personal attention of our public health nurse in monitoring blood pressure, testing blood sugars, being tested for TB, receiving immunizations or being able to receive counseling on health related issues or referrals to other medical and wellness programs. Support of these wellness programs by the Town of Monterey allows a good coordination of services for residents and avoidance of some duplication in services.

We at the Berkshire VNA and Berkshire Health Systems extend our sincere thanks to the Board of Selectmen for the opportunity to serve your residents.

BVNA provided 594 home health visits to the residents of Monterey. Care received included skilled nursing, physical therapy, occupational therapy, speech therapy, medical social worker, home health aide and maternal/child health. These visits are covered by Medicare, Medicaid or other insurances, or were provided under the BHS Free Care Program.

Health promotion clinic statistics

| Number of Clinics | Attendees |
|--------------------------|------------------|
| 11 Health Promotion | 97 |
| 1 Influenza: | 97 |

Services provided by our nurses:

6 Medication use:
8 Nutrition
10 Medical conditions

Screenings:

97 Blood pressure
28 Diabetes
Cholesterol screening provided by Fairview Hospital

Immunizations:

76 Influenza (flu)
21 Pneumonia

A special program on "Back Health" was done in September with Chiropractor, Dr. Adam Kerzner. Approximately 12 residents attended.

All residents of Monterey are accommodated at health promotion clinics each month. Call BVNA at 1-800-788-2862-for more information.

We look forward to seeing you at our clinics and to working together in the future to maintain and promote good health in Monterey, and we always welcome your comments and feedback.

Respectfully Submitted
Eileen Myers, *Executive Director*

TELEPHONE DIRECTORY

Local Emergency Numbers—

| | |
|---|----------|
| To report a FIRE | 9-1-1 |
| EMT's (Emergency Medical Technicians) | 9-1-1 |
| POLICE—Local | 9-1-1 |
| State | 243-0600 |
| AMBULANCE | 528-3900 |
| Fairview HOSPITAL | 528-0790 |

| Department | Calls to | Telephone |
|---|--------------------------------|-----------|
| Accountant, | Barbara Gauthier | 528-1443 |
| Aging, Council on | Zed Pine | 528-5994 |
| Assessors | | 528-6481 |
| Birth, Marriage, Death | | |
| Certificates | Town Clerk | 528-5175 |
| Building Inspector | Walter V. Potash | 528-1443 |
| Cemeteries | Linda Thorpe | 528-2164 |
| Children's Health Program | | 528-2982 |
| Civil Defense | | 528-9544 |
| Conservation Commission | | |
| (wetlands procedures) | | 528-1443 |
| Disposal Area | | 528-3523 |
| Dog Officer | Martin Clarke | 528-6694 |
| Gas Inspector | Ray Tryon | 528-2982 |
| Health, Board of | | 528-1443 |
| Highways, Town Shed | | 528-1734 |
| Library | | 528-3795 |
| Licenses — Dog, Fishing | | |
| and Hunting | Town Clerk | 528-5175 |
| Parks/Skating Rink | | 528-1573 |
| Planning Board | | 528-1443 |
| Plumbing Inspector | Robert Krupski | 229-8019 |
| Post Office | Walter Parks, Postmaster | 528-4670 |
| Schools (Southern Berkshire Regional School District: | | |
| Superintendent | William Cooper | 229-8778 |
| Monterey Kindergarten | | 528-3893 |
| Mt. Everett, Sheffield | | 229-8731 |
| New Marlborough, Mill River | | 229-8867 |
| School Committee | Jed Lipsky | 528-0762 |
| Selectmen | | 528-1443 |
| Tax Collector | Henry Makuc | 528-0150 |
| Town Offices | | 528-1443 |
| Treasurer | Pat Schoonmaker | 528-5603 |
| Tree Warden | Roger Tryon | 528-4091 |
| Veterans' Services | Albert Adams | 528-1580 |
| Visiting Nurse Association | | 528-0130 |
| Voting — Registration, | | |
| Absentee Ballots | Town Clerk | 528-5175 |
| Welfare Agent | | 528-2200 |
| Wildlife Control Officer | Martin Clark | 528-6694 |
| Wiring Inspector | Robert Clausen | 528-2067 |

TOWN SEAL DESIGNED BY EDITH L. WILSON

